



District of Columbia Government Advisory Neighborhood Commission 6A Agenda for December 8, 2016



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
- 7:02 pm Community Presentations

- 7:15 pm Officer Reports
 - 1. Approve Treasurer's Report *pg. 17*

Standing Committee Reports:

- 7:25 pm **Community Outreach *pg. 18***
 - 1. Approve November 2016 committee report.
 - 2. Next meeting - 7:00 pm, December 19, 2016 (3rd Monday; usually 4th Monday)
- 7:27 pm **Alcohol Beverage Licensing *pg. 19***
 - 1. Approve November 2016 committee report.
 - 2. **Suggested Motion:** The ANC protest the request for an Entertainment Endorsement by Ben's Chili Bowl/Ben's Upstairs unless the establishment agrees to a Settlement Agreement that prohibits Entertainment on the roof deck and sidewalk café.
 - 3. **Suggested Motion:** The ANC support a stipulated license for Bespoke 1337, LLC (1337 H Street NE), but reserve its right to protest the full license until after the ABL Committee has given full consideration to the application at its December 2016 meeting.
 - 4. Next meeting - 7:00 pm, December 20, 2016 (3rd Tuesday)
- 7:32 pm **Transportation and Public Space *pg. 26***
 - 1. No report. Committee did not meet in November 2016.
 - 2. Next meeting - 7:00 pm, December 19, 2016 (3rd Monday)
- 7:33 pm **Economic Development and Zoning *pg. 27***
 - Old Business**
 - 1. **Recommendation:** ANC6A write a letter to BZA in support of the application of the owners of 600 9th Street NE (BZA #19355) for variances from the non-conforming structure requirements of Subtitle C § 202.2, the lot occupancy requirements of Subtitle E § 304.1, and the rear yard requirements of Subtitle E § 306.1, to permit the location of multiple decks over an existing rear-attached garage, on the condition that owners supply letters of support from neighbors.
 - 2. **Recommendation:** ANC6A sponsor an application to HPRB for historic designation of Emerald Street NE.
 - New Business**
 - 1. Approve November 2016 committee report.
 - 2. Next meeting - 7:00 pm, December 21, 2016 (3rd Wednesday)
- 8:00 pm **Single Member District reports (1 minute each)**



**District of Columbia Government
Advisory Neighborhood Commission 6A
Agenda for December 8, 2016**



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

8:10 pm **Community Comments** (1 minute each)

8:20 pm **Adjourn**



Advisory Neighborhood Commission 6A Meeting Minutes of November 10, 2016



Advisory Neighborhood Commission (ANC) 6A Minutes Miner Elementary School November 10, 2016

Present: Commissioners Phil Toomajian (Chair), Matt Levy, Sondra-Phillips-Gilbert, Calvin Ward and Stephanie Zimny.

The meeting convened at 7:00 pm.

The minutes for the ANC October meeting and the agenda for the November 2016 meeting were accepted without changes or objection.

Community Presentations

Mr. Joe Weedon, Ward 6 Representative DC State Board of Education

Mr. Weedon gave a brief overview of the responsibilities of the State Board of Education, its areas of oversight, and the current metrics of DC student academic and achievement levels. Mr. Weedon then took questions from the Commissioners and members of the public regarding concerns about DC Public Schools operations, specifically the enforcement of existing residency verification requirements for attendance at the DC public schools. Mr. Weedon advised that while the State Board of Education has consistently sought clarifying information as to what constitutes legal residency for the purposes of attending DC public schools, the State Board of Education is authorized to act only in an advisory role as opposed to a rulemaking role in such matters. The Mayor by way of the DC Council, and/or the Office of the State Superintendent of Education (OSSE) issues the regulations on the documentation required for proof of residency for attendance at DC public schools. OSSE is scheduled to issue new regulations regarding residency requirements in March 2017. Mr. Weedon can be reached at Joe.Weedon@dc.gov or 202-277-9410.

Ms. Nikki D'Angelo Petty, Ward 6 Liaison, Office of Family and Public Engagement DCPS

Ms. Petty took questions from the Commissioners and community members. Additionally, Ms. Petty provided her contact information for those wishing to obtain further information or follow up. Ms. Petty can be contacted at: Nicole.Petty@dc.gov or 202-384-6798.

Mr. Marcus Lucas, DC Department of General Services, DCPS Liaison

Mr. Lucas first outlined the status of several pending repair requests for the neighborhood schools, and then took questions from the Commissioners and community members regarding ongoing and outstanding repair requests. Mr. Lucas emphasized that repair requests to the DC Department of General Services (DGS) should come directly from authorized representatives of the school. He advised that there has been a new work order plan implemented for repair requests, and there are still some glitches yet to be smoothed out. In response to a question about a recent repair of the ventilation system at the Ludlow-Taylor, Mr. Lucas advised that a system has been put in place where remote monitoring of this school's ventilation system can be done in real time. Upon being informed that there are still apparent problems with the school ventilation system, Mr. Lucas advised that Mr. Adnan Mamoon of the DGS would be looking further into the matter. Mr. Mamoon shared a timeline for HVAC and sprinkler work to be completed at School-Within-School (SWS) @ Goding over the coming months. Mr. Lucas can be contacted at: Marcus.Lucas@dc.gov or 202-494-6973; and Mr. Mamoon can be reached at Adnan.Mamoon@dc.gov or 202-384-2525.



Advisory Neighborhood Commission 6A Meeting Minutes of November 10, 2016



Officer Reports

Chairman Phil Toomajian advised that seven (7) of eight (8) sitting ANC 6A Commissioners were re-elected to new terms beginning in January 2017 and that Ms. Marie Claire Brown is the newly-elected Commissioner for ANC 6A01. The Chairman indicated that an RFK Campus Redevelopment meeting is scheduled to take place on Monday December 5, 2016, at 6:30 pm at the Walter Washington Convention Center, 801 Mt. Vernon Place NW. Finally, Mr. Toomajian mentioned that he is currently participating in the Metropolitan Police Department (MPD) Community Engagement Academy. District residents from all seven (7) city police districts have completed training in this program which covers MPD policies, procedures, and police operations. Mr. Toomajian encouraged interested community members to consider participating in the program. Additional information about this program can be obtained at <http://mpdc.dc.gov/page/community-engagement-academy>.

Treasurer's Report. Commissioner Stephanie Zimny presented the FY16 Fourth (4th) Quarter Report, which was accepted without objection. Ms. Zimny delivered the Treasurer's Report, which showed an opening checking account balance of \$18,579.24, with a forwarding balance of \$4,621.20. There were disbursements of \$650.00 to Irene Dworakowski (Check 1764) for agenda/web master services and for October 2016 minutes; \$137.00 to Fed Ex; (Check 1765) leaving a balance of \$17,792.24, in the checking account and \$13,746.66, including a \$.24 interest deposit in the savings account. A Petty Cash Summary was included in the report showing a forwarding balance of \$250.00. The report was accepted without objection.

Committee Reports:

Community Outreach Committee (COC)

The October 2016 COC Committee Report was accepted without objection.

Motion: The Committee moved and Mr. Toomajian seconded a motion that ANC 6A approve \$587.77 in support of the Ludlow-Taylor PTO request for books for two (2) school kindergarten classroom libraries. The motion passed (5-0).

Next meeting - 7:00 pm, November 28, 2016 (4th Monday).

Alcohol Beverage Licensing (ABL)

The October 2016 ABL Committee Report was accepted without objection.

Motion: Mr. Toomajian moved and Commissioner Matt Levy seconded a motion that ANC 6A approve a protest of the CT license renewal of Nomad Hookah Bar (1200 H Street NE) if the ABL Committee recommends a protest at its November 2016 meeting, and authorize the ANC Chair and ABL Co-Chairs to represent the ANC in the matter. The motion passed (5-0).

Next meeting - 7:00 pm, November 22, 2016 (3rd Monday)

Transportation and Public Space Committee (TPS)

No report. The TPS Committee did not meet in October 2016.

Motion: Mr. Toomajian moved and Mr. Levy seconded a motion that ANC 6A write a letter in opposition to Proposed Video Signage at Nationals Park - The Nationals Park Graphics and Entertainment Regulatory Amendment Act of 2016. The motion passed (5-0).



Advisory Neighborhood Commission 6A Meeting Minutes of November 10, 2016



Next meeting - 7:00 pm, November 21, 2016 (3rd Monday)

Economic Development and Zoning (EDZ)

Old Business

Motion: The Committee moved and Ms. Zimny seconded the motion that ANC 6A write a letter to the Board of Zoning Adjustment (BZA) in support of the application by the owners of 1341 H Street NE (BZA Case #19358) for a special exception under the enlargement and design requirements of Subtitle H section 910.1 and Section 1202.1, to construct a mixed-use building in the NC-14 Zone, on condition that the design to be updated and bring it into conformance with the H Street Overlay, best efforts are made to get letters of support from neighbors, restrictions be included in sales documents prohibiting placing anything on the H Street balconies, including hanging or displaying anything, residential permit parking (RPP) restrictions written into the sales documents, and restrictions on amplified music on the roof deck to be included in sales documents. The motion passed (5-0).

Motion: Mr. Toomajian moved and Commissioner Calvin Ward seconded the motion that the ANC authorize former ANC 6A Commission Chair David Holmes to join the existing authorized representatives on behalf of ANC 6A in H Street NE Overlay Amendment - Façade Preservation Density Bonus Zoning Regulation (ZC Case 16-19). The motion passed (5-0).

New Business

Recommendation: The Committee moved that ANC 6A write a letter to BZA in support of the application of the owners of 600 Ninth (9th) Street NE (BZA #19355) for variances from the non-conforming structure requirements of Subtitle C Section 202.2, the lot occupancy requirements of Subtitle E Section 304.1, and the rear yard requirements of Subtitle E Section 306.1, to permit the location of multiple decks over an existing rear-attached garage, on the condition that owners supply letters of support from neighbors.

Mr. Toomajian moved that the above-referenced recommendation be tabled pending further solicitation of the requisite documentary support from the neighbors. The motion was tabled without objection.

Recommendation: The Committee moved and Ms. Zimny seconded a motion that ANC 6A write a letter to the BZA to oppose the application of the owners of 1336 H Street NE (BZA #19344) for lot occupancy relief for the residential levels, as well as court width relief for the residential levels, and rear yard relief due to the Commission's objections regarding the inappropriate application of the H Street façade preservation density bonus and concerns that the proposed trash plan was inadequate. Representatives of the property developer appeared before the ANC6A Commissioners in support of this application for relief. The motion failed (2-3).

Mr. Toomajian moved and Ms. Zimny seconded a motion that ANC 6A write a letter to the BZA in opposition to the application for the modification of the façade for the above-referenced property, 1336 H Street NE, based on the Commission's serious concerns regarding the inappropriate use of the H Street façade density bonus without additional objection regarding the proposed trash plans. The motion passed (5-0).

Next meeting - 7:00 pm, November 23, 2016 (3rd Wednesday).

Single Member District (SMD) Reports



Advisory Neighborhood Commission 6A Meeting Minutes of November 10, 2016



Commissioner Calvin Ward (ANC6A08) thanked his constituents for his re-election to the ANC 6A Commission. Mr. Ward advised that he had scheduled a meeting with a representative of the Metropolitan Police Department (MPD) regarding the continued issues at Eighteenth (18th) and D Streets NE.

Commissioner Zimny (ANC6A06) relayed the date of the next scheduled EDZ meeting, which will take place at the Sherwood Recreation Center; indicated that the MPD advised residents to keep their porch lights on after dark; mentioned leaf collection dates for her SMD; and that the Checkers Restaurant is scheduled to be reopened as a Chik-Fil-A sometime next year.

Commissioner Sondra Phillips-Gilbert (ANC6A07) thanked her constituents for her re-election to the ANC 6A Commission; mentioned well attend Halloween activities last month at Rosedale Recreation Center; and advised of a meeting with MPD representatives at Rosedale.

Commissioner Levy (ANC6A04) thanked his constituents for his re-election to the ANC 6A Commission. Mr. Levy indicated that he would like the ANC 6A to submit a letter to the District Department of Transportation (DDOT) for a traffic calming study for C Street NE between Twelfth (12th) and Fifteenth (15th) Streets and requesting a status on any ongoing projects in Ward 6.

Commissioner Toomajian (ANC6A02) advised that work on the Ludlow-Taylor Elementary School playground should be completed soon and that Ward 6 Councilmember Charles Allen is scheduled to appear at the ANC 6A Commission meeting in February 2017.

Community Comments

Ms. Naomi Mitchell, Community Liaison, Office of Ward 6 Councilmember Charles Allen, advised that the annual Ward 6 Brickie Awards Ceremony will take place on Thursday, December 1, 2016 from 6:00 pm - 8:30 pm at the Apollo Theatre on 624 H Street NE.

Mr. Sid Cohen relayed information concerning an available community mediation and dispute mitigation service. This service addresses community matters only, not matters requiring adjudication before the DC Superior Court. Mr. Cohen can be reached at: chmediate@aol.com

A community resident asked for a status of a letter of appeal concerning 1511 A Street NE, and was referred to Mr. Ward for follow up.

A community member requested an update on the Kramer Street NE Development Plans. Ms. Phillips-Gilbert indicated that parking concerns will be addressed and that the most current information would be made available to the public by early December 2016.

A community resident asked that school zone signage be placed on Sixteenth (16th) Street NE behind the Miner Elementary School. Chair Toomajian suggested that DDOT's Safe Routes to School coordinator be contacted to install school zone traffic signs.

A community member requested an update on the status of the Maryland Avenue Corridor Pedestrian Safety project. The Chair advised that the next step is for sixty percent (60%) design completion and that the expected additional details in that design are likely to relate primarily to utilities.

The meeting adjourned at 9:00 pm.



Advisory Neighborhood Commission 6A Community Presentations





Commission Letters of November 10, 2016 Meeting



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



November 14, 2016

Mr. Anthony J. Hood, Chair
Ms. Sharon Schellin, Secretary
Zoning Commission, D.C. Office of Zoning
One Judiciary Square
441 4th St. NW, Suite 210S
Washington, DC 20001

Re: Zoning Commission Case No. 16-19 (H Street Overlay Amendment)

Dear Mr. Hood and Ms. Schellin,

At a regularly scheduled and properly noticed meeting on October 13, 2016,¹ our Commission voted 8-0 (with 5 Commissioners required for a quorum) to support the proposed amendment to the H Street Overlay regulations. At a regularly scheduled and properly noticed meeting on November 10, 2016, our Commission voted 5-0 to add former ANC6A Chair David Holmes as an authorized representative to act on behalf of ANC 6A for the purposes of this case. Mr. Holmes can be contacted at davidwholmes@gmail.com

The amendments seek to provide needed clarification to preservation requirements and remove other ambiguities. The goal of the amendment is to protect buildings from being razed while still claiming preservation and to result in more consistent application of regulations.

ANC 6A's experience with development on H Street has shown us that these proposed changes and clarifications are absolutely necessary. Current application of the facade preservation guidelines contravene the intent of the facade preservation FAR bonus, and have led to inconsistent designs and damage to the historic nature of the H Street corridor. The proposed changes will provide clarity and be of great assistance to both developers and the local community.

Phil Toomajian
Chair, Advisory Neighborhood Commission 6A

cc: ANC6C, DCRA, Councilmember Ward 6, former ANC6A Chair David Holmes

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 November 10, 2016 Meeting



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



November 14, 2016

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. 19358 (1341 H Street, NE)

Dear Mr. Moy,

At a regularly scheduled and properly noticed meeting on November 10, 2016¹, our Commission voted 5-0 (with 5 Commissioners required for a quorum) to support enlargement and design requirements of Subtitle H § 910.1 and § 1202.1, to construct a mixed-use building in the NC-14 Zone to be constructed at 1341 H Street, NE. The design preserves the existing H Street facade and does not negatively impact the light and air of neighboring buildings. The ANC supports the plans of the developer, on condition that restrictions be included in sales documents prohibiting placing anything on the H Street balconies, including hanging or displaying anything, RPP restrictions written into the sales documents, and restrictions on amplified music on the roof deck to be included in sales documents.

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 November 10, 2016 Meeting



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



November 14, 2016

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. 19344 (1336 H Street, NE)

Dear Mr. Moy,

At a regularly scheduled and properly noticed meeting on November 10th, 2016¹, our Commission voted 5-0 (with 5 Commissioners required for a quorum) to oppose the request for the owners of 1336 H Street, NE. Specifically, the applicant seeks log occupancy relief for the residential levels, as well as court width relief for the residential levels. The Applicant is also requesting rear yard relief in order to provide for an external stairway that will extend into the otherwise open rear yard. This request for special exception relief from these development standards is provided pursuant to Subtitle H § 1200.1 of the 2016 Zoning Regulations.

The ANC strenuously objects to the granting of FAR relief for this property for facade preservation. The facade of this building collapsed in 2013 due to long-term negligence of the building. The H Street Design Requirements specify that the FAR bonus is only available for the preservation of a facade that existed before 1958. Since the pre-1958 facade collapsed, the ANC believes that it is inappropriate to apply this bonus.

Any claims that the collapse was an “act of God” are unwarranted since the root cause was negligence. The fact that a permit was issued just before the collapse does not overcome the fact that long-term abandonment and neglect resulted in the destruction of the original facade and replacement with a newer one. The precedent set by allowing the FAR bonus in this case will result in a dismantling of the intention of the facade preservation bonus, with H Street developers allowed to claim the bonus under almost any circumstances short of a full raze of a building.

Please be advised that Brad Greenfield, Commissioner Stephanie Zimny, our former Chair David Holmes, 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. 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 November 10, 2016 Meeting



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



December 1, 2016

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

Re: ABRA-79090 (LMW LLC t/a Little Miss Whiskey's Golden Dollar),
1104 H Street NE

Dear Mr. Anderson,

Please be advised that at the October 13, 2016 meeting of Advisory Neighborhood Commission 6A, with a quorum present, the Commission voted (8-0) to approve the enclosed addendum to the Settlement Agreement between ANC 6A and LMW LLC t/a Little Miss Whiskey's Golden Dollar (ABRA-79090) ("LMW").

I also write to clarify the ANC's position on an issue that arose previously concerning LMW's summer garden operating hours. In 2014, LMW filed a petition to terminate its Settlement Agreement, and separately petitioned to extend its summer garden hours. The petition to terminate the Settlement Agreement was posted on January 10, 2014. The petition to extend hours was placarded on May 9, 2014. The ANC voted to protest the petition to terminate the Settlement Agreement, but ultimately decided to take no action on the summer garden hours extension. The ANC 6A Alcohol Beverage Licensing Committee took up the summer garden hours issue at its May 2014 meeting and recommended that the ANC take no action; the ANC then ended up taking no action at its June 2014 ANC meeting.

My understanding is that ABRA interpreted the ANC's protest of the termination of its SA as a protest of LMW's hours extension request as well, and LMW never received its extended summer garden hours. Mr. Mark Thorp recently brought this matter to my attention, and after I reviewed the ANC's records I can represent that the ANC never intended to oppose LMW's hours extension. Thus, I write to represent the stance of the ANC on this matter and to ask that the hours extension originally requested by LMW be granted.

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



Commission Letters of November 10, 2016 Meeting



Made this 29th day of November, 2016

by and between

LMW LLC t/a Little Miss Whiskey's Golden Dollar (ABRA # 079090)

1104 H Street, NE
Washington DC 20002

and

Advisory Neighborhood Commission 6A

The Settlement Agreement between the parties listed above (fully executed on July 16, 2008 and approved by the Board on July 31, 2008) is amended with the following agreement, which will become an addendum to the current SA.

The Parties Agree As Follows:

Any reference to existing DC laws and/or 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.

Sections 4(c)(1) and 4(d) of the existing Settlement Agreement shall be deleted and shall no longer be part of the Settlement Agreement between the Applicant and ANC 6A.

Section 4(c)(2) of the existing Settlement Agreement shall be replaced with the following language: "Applicant shall not offer any type of live music on the patio. Applicant may provide pre-recorded music on the patio in the form of portable, non-professional grade speakers used to play music from iPods, iPhones, and the like. Such music must cease no later than 8:00 p.m."

Settlement Agreement Addendum between Little Miss Whiskey's Golden Dollar and ANC6A

Page 1 of 2



Commission Letters of November 10, 2016 Meeting



In Witness Whereof

The parties have affixed hereto their hands and seals.

Applicant:

By: Mark Thorp Date: 11/29/16

Signature: [Signature]

Advisory Neighborhood Commission 6A Representative:

By: Jay Williams, Co-Chair, ANC 6A ABL Committee Date: 12/1/16

Signature: [Signature]

Settlement Agreement Addendum between Little Miss Whiskey's Golden Dollar and ANC6A
Page 2 of 2



Commission Letters of November 10, 2016 Meeting



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



December 5, 2016

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

Dear Mr. Anderson,

Please be advised that at the October 13, 2016 meeting of Advisory Neighborhood Commission 6A, with a quorum present, the Commission voted (8-0) to approve a protest of the request by Nomad Hookah Bar (ABRA-087558) ("Nomad" or "the establishment") to terminate its Settlement Agreement with ANC 6A.¹

I further write to formally request that the Board dismiss Nomad's petition as soon as possible without a protest hearing. This is because Nomad's petition does not meet the minimum standards set forth in the D.C. Code for such a petition.

As you are no doubt aware, D.C. Code § 25-446 sets forth the requirements for when an application for termination of a Settlement Agreement ("SA") can be considered. Specifically:

- (d) (1) Unless a shorter term is agreed upon by the parties, a settlement agreement shall run for the term of a license, including renewal periods, unless it is terminated or amended in writing by the parties and the termination or amendment is approved by the Board.
- (2) The Board may accept an application to amend or terminate a settlement agreement by fewer than all parties in the following circumstances:
- (A) During the license's renewal period; and
 - (B) After 4 years from the date of the Board's decision initially approving the settlement agreement.
- (3) Notice of an application to amend or terminate a settlement agreement shall be given both to the parties of the agreement and to the public at the time of the applicant's renewal application according to the renewal procedures required under §§ 25-421 through 25-423.

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 November 10, 2016 Meeting



(4) The Board may approve a request by fewer than all parties to amend or terminate a settlement agreement for good cause shown if it makes each of the following findings based upon sworn evidence:

(A) (i) The applicant seeking the amendment has made a diligent effort to locate all other parties to the settlement agreement; or

(ii) If non-applicant parties are located, the applicant has made a good-faith attempt to negotiate a mutually acceptable amendment to the settlement agreement;

(B) The need for an amendment is either caused by circumstances beyond the control of the applicant or is due to a change in the neighborhood where the applicant's establishment is located; and

(C) The amendment or termination will not have an adverse impact on the neighborhood where the establishment is located as determined under § 25-313 or § 25-314, if applicable.

(5) To fulfill the good faith attempt criteria of paragraph (4)(A)(ii) of this subsection, a sworn affidavit from the applicant shall be filed with the Board at the time that an application to amend a settlement agreement by fewer than all parties is filed stating that either:

(A) A meeting occurred between the parties which did not result in agreement; or

(B) The non-applicant parties refused to meet with the applicant.

(6) For the purposes of this subsection, the term "license's renewal period" means the 60-day period before the expiration date of a license.

As an initial matter, ANC 6A has not consented to the termination of this establishment's settlement agreement, meaning that Nomad is required to have conferred with the ANC in good faith. D.C. Code § 25-446(d)(4)(A)(ii). Nomad's application for termination states that the owners of the establishment met with the ANC's Alcohol Beverage Licensing Committee and requested a change in hours of operation and service on Nomad's sidewalk cafe. Most notably, and as acknowledged by Nomad, the request to the ANC was for an additional hour for the establishment's sidewalk café, not a full termination of Nomad's Settlement Agreement, which is what the establishment is now requesting. Therefore, the application is facially improper, as the request being made (full termination) was never discussed with the ANC, as required by governing law. This alone should justify a summary rejection of Nomad's request without a protest hearing.

Further, Nomad's petition provides the following justification for full termination of the Settlement Agreement: "We will be enclosing the sidewalk café because our clientele



Commission Letters of November 10, 2016 Meeting



enjoys our establishment but when there is inclement weather; we lose clientele because there is not enough space inside for them.” Even if Nomad could prove the truthfulness of these statements at a hearing, such issues are not “circumstances beyond [Nomad’s] control and/or a change in the neighborhood that requires the ... termination of [the] settlement agreement(s)” as required by the law. D.C. Code § 25-446(d)(4)(B). Primarily, the enclosure of Nomad’s sidewalk café is a speculative event that has not happened yet, so any effect from such closure cannot be demonstrated with any reasonable degree of certainty. The volume of clientele inside or outside Nomad has no bearing on a request to terminate the entire Settlement Agreement, which is what is being requested here, and nothing in Nomad’s statement explains how any of these factors are beyond its control and/or relate to a change in the neighborhood. For this additional (and independent) reason, Nomad’s petition should be rejected without the need for a protest hearing.

Finally, Nomad’s petition is untimely. Per D.C. Code § 25-446(d)(2)(B), an applicant may not request amendment or termination until at least four years have elapsed from the Board’s decision approving the agreement(s). An Amendment to Nomad’s Settlement Agreement was approved by the Board on February 19, 2014, less than three years ago. Thus, because Nomad is requesting a full termination of its Settlement Agreement, and the latest iteration of the Settlement Agreement was approved less than four years ago, Nomad’s petition should be dismissed as untimely.

In short, there are three independent reasons why Nomad’s petition is improper; any one of them justifies dismissal of the petition without a full protest hearing. However, should the Board disagree, the ANC is prepared to move forward with its protest and we look forward to the opportunity to be heard on this matter.

I, along with my Co-Chair Christopher Seagle, and ANC Chair Phil Toomajian, are authorized to represent the ANC in this matter. I can be reached via email at williamsANC6A05@gmail.com or by phone at (202) 906-0657.

Please do not hesitate to contact me if you have any questions or would like additional information.

On behalf of the Commission,

Jay Williams
Co-Chair, ANC 6A ABL Committee



Officer Reports - Treasurer



ANC 6A Treasurer's Report November 2016

Period Covered 11/1/2016-11/30/2016

Checking Account:

Balance Forwarded		\$	4,621.20
Total Receipts		\$	13,958.04
Total Funds Available		\$	17,792.24
Disbursements:			
Irene Dworakowski (Agenda/Web Master Nov 2016)	CK#1766	\$	450.00
FedEx	CK#1767	\$	650.82
Gail John (Note Taking)	CK#1768	\$	200.00
Capital Community News (ANC Advertising)	CK#1769	\$	3,651.46
Total Disbursements		\$	4,952.28
Ending Balance		\$	12,839.96

Savings Account:

Balance Forwarded		\$	13,746.66
Receipt Interest	11/20/16	\$	0.24
Deposit -			
Total Receipts		\$	0.24
Total Funds Available		\$	13,746.90
Disbursements		\$	-
Ending Balance		\$	13,746.90

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 - November 28, 2016
Maury Elementary School
1250 Constitution Avenue NE, Washington, DC

Meeting called to order at 7:00 p.m.
No quorum.

COC members present: Gladys Mack, Dana Wyckoff (Chair)
COC members absent: Roni Hollmon, Joyce West, Raphael Marshall
ANC Commissioners present: None
Community members present: Amber Gove

The Committee did not have a quorum.

Committee Member Gladys Mack and Chair Dana Wyckoff spoke with Amber Gove, a member of the community and parent of a child at Maury Elementary School (Maury ES) about concerns about traffic issues and speeding on the streets around the school, especially on Constitution Avenue.

In 2015, following an accident on Constitution Avenue NE that injured a child, Ms. Gove and members of the school community and local neighbors requested a traffic study from the District Department of Transportation (DDOT), as well as a variety of calming measures. ANC 6A wrote a letter in support of a study and of any measures to slow down traffic.

Ms. Gove reported to the COC that DDOT had recently written to the organizers of the request that traffic speeds do not warrant traffic calming; Ms. Gove, parents and neighbors contest the study, and sent a letter to DDOT officials contesting the data and conclusion.

Ms. Mack and Ms. Wyckoff recommended that Ms. Gove and the others contact the ANC 6A commissioner(s) for the area, as well as the Transportation and Public Space Committee Chairs, and ask to be on the agenda for the next meeting.

Confirmation of Next Meeting Date

The next meeting will be held Monday, December 19th, 2016 at Maury ES, 1250 Constitution Ave NE (enter from 200 block of 13th Street) at 7 p.m. (This is the 3rd Monday of the month, due to school holiday schedules).

Meeting adjourned at 8 p.m.

For more information about the ANC6A Community Outreach Committee or the ANC 6A grant process, please contact Dana Wyckoff at wyckoffdana@gmail.com



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Alcohol Beverage and Licensing (ABL)



Minutes

Alcoholic Beverage Licensing (ABL) Committee

Advisory Neighborhood Commission (ANC) 6A

November 15, 2016

Pursuant to notice duly given, a meeting of the Alcoholic Beverage Licensing Committee (“Committee”) of ANC 6A was held commencing at 7:00 pm on November 15, 2016 at Sherwood Recreation Center, 640 Tenth (10th) Street NE, Washington, DC 20002.

Committee Members Present: Mark Samburg, Roger Caruth, and Michael Herman.

Committee Members Absent: Jay Williams, Christopher Seagle, Justin Rzepka, and David Oberting.

Commissioners Present: None

Community Members Present: Jayne Price (Touché Supper Club)

I. Call to Order

Mr. Samburg, acting as Chair, called the meeting to order at 7:00pm. The meeting proceeded without a quorum present.

II. Community Comment

Ms. Price introduced herself to the Committee. She stated that she is starting a new restaurant at Touché’s former location, and that she would still like to follow the “supper club” model. Ms. Price described some planned community engagement events for the new establishment. Ms. Price stated that she was committed to working with the community and that she had learned about some issues at Touché’s protest hearing, but that she would work to resolve them.

III. Old Business

None.

IV. New Business

A. Discussion of Renewals of Class CT Liquor Licenses

i. Nomad Hookah Bar (1200 H Street NE)

Mr. Samburg explained that Nomad had separately petitioned to terminate its Settlement Agreement, but the ANC had already voted to challenge that petition. There was no further discussion, and no action was taken.

ii. The Haymaker (1015 H Street NE)

There was no discussion, and no action was taken.

B. Discussion of request for Entertainment Endorsement by Ben’s Chili Bowl/Ben’s Upstairs (1001 H Street NE)

- Mr. Samburg stated that the ANC was still in active negotiations regarding Ben’s Chili Bowl’s renewal application, and that their entertainment endorsement was part of these negotiations.
- Mr. Samburg stated that he had spoken with Co-Chair Williams, who stated that he felt a protest vote was still a good idea to formalize the ANC’s position on this issue.
- Mr. Caruth stated that he was not clear on the history of the Ben’s Chili Bowl license and settlement agreements.



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Mr. Samburg moved/seconded by Mr. Herman that the ANC protest the request by Ben's Chili Bowl/Ben's Upstairs for an Entertainment Endorsement unless the establishment agrees to a Settlement Agreement that prohibits Entertainment on the roof deck or sidewalk café. The motion passed 2-1.

V. Adjourn

The Committee adjourned at 7:30 pm.



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Made this _____ day of December, 2016

by and between

Bespoke 1337, LLC, 1337 H Street, NE
Washington DC 20002

and

Advisory Neighborhood Commission 6A

Preamble

Through this Agreement, both parties aim to create an environment whereby Bespoke 1337, LLC (“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.).



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- 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, 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 reasonable steps to prevent patron rowdiness, including refusing admission/service to rowdy and/or unruly persons.
- c. Applicant agrees to take reasonable steps 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 within sixty days of the start of employment with Applicant.
- 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 Metropolitan Police Department (“MPD”) is called for assistance; and
 - iv. Applicant will maintain a detailed incident log. An incident is defined as any activity by



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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.
- l. Should Applicant offer valet services, 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 its summer garden the following steps will be taken:
 - i. Applicant shall not offer any type of entertainment on the summer garden;
 - ii. The summer garden is entirely surrounded on all sides by two story buildings. ;
 - 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 summer garden 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 the summer garden are limited until 12:00am Sunday through Thursday evenings, excluding the eve of Federal or District of Columbia holidays, and 2:00am on Friday and Saturday evenings and the evenings of Federal or District of Columbia holidays. The sale and consumption of alcoholic beverages must end at that time and the summer garden must be cleared of all patrons and staff with the exception for staff and patrons to use the summer garden as a means of ingress and egress to the front and back bars on the licensed premises. Provided that:
 - i. On days designated by the DC ABC Board as "Holiday Extension of Hours" or "Daylight Savings Time Extension of Hours" Applicant may avail itself of the extended hours so provided;
 - ii. In the event the Council of the District of Columbia or the ABC Board grants licensees in general extended operating hours (such as for Inauguration or World Cup) Applicant may avail itself of such hours; and
 - iii. On the evening of New Year's Eve (December 31), Applicant may operate the summer garden for an additional hour.



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- 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. Applicant will take the following steps to ensure the safety and security of patrons and employees:
 - i. All personnel shall attend and complete training course/seminar within sixty days of the start of employment with Applicant that covers conflict resolution; procedures for handling violent incidents and emergencies; and procedures to prevent overcrowding.
 - ii. Applicant will maintain an incident log which will be chronological records of any incident in the establishment that involves injury, violence, a weapon, or a call to MPD or emergency services. The incident log will be available to ABRA or MPD investigators upon request.
 - iii. In the event that a crime occurs on the premises, personnel will cordon off the area and prevent patrons or other employees from entering the area until MPD arrives. Security personnel will assist MPD after their arrival. Under no circumstances shall a member of the security personnel or employee clean or otherwise disturb the crime scene without the consent of MPD. and
 - iv. Applicant will operate a 100% ID check policy to ensure that minors are not served alcoholic beverages.
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.**
- a. Applicant shall maintain a copy of this Settlement Agreement in the establishment available for inspection upon request by any regulatory official, MPD Officer, or member of the public.
 - 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.**
- Applicant and ANC 6A agree to enter into this Agreement. In the event that either party believes that the other materially breached any obligations under this Agreement, such party shall give written notice to the other of the existence of the breach and the specific nature thereof. The party alleged to be in breach shall have fourteen (14) days from the receipt of notice to cure the alleged breach (or if the breach shall relate to excessive noise or disturbance, the lesser of 72 hours or such shorter period as may be reasonable under the circumstances to immediately restore peace, order and quiet). If the



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breach is not cured within the notice period or, with respect to a breach which reasonably requires more than fourteen (14) days to cure, efforts to cure the breach have not been commenced- failure should constitute cause for the ANC to file a complaint with the ABC Board pursuant to D.C. Official Code § 2S-446(e) in order to enforce the provisions of the Agreement. In the case of a continuing violation, no notice or opportunity to cure need be provided for subsequent violations of this Agreement, following the initial provision of notice. Any notices required to be made under this Agreement shall be in writing and sent either *via* email or U.S. mail, postage prepaid, to the parties to this Agreement at the addresses below. Notice shall be deemed given as of the time of receipt or refusal of receipt.

If to Applicant: 1337 H Street, NE
Washington, DC 20002
davidbwiseman@gmail.com

If to the ANC: Advisory Neighborhood Commission 6A
P.O. Box 75115
Washington, DC 20013
ANC6A@yahoo.com

Either party may change its notice address by written notice to the other. Failure to give notice shall not constitute waiver or acquiescence to the violation, but notice shall be a prerequisite to the filing of a complaint with the ABC Board or any other enforcement action.

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.

Bespoke 1337, LLC

By: David Wiseman, Managing Member

Date: _____

Signature: _____

Advisory Neighborhood Commission 6A Representative:

By: Jay Williams, Co-Chair, ANC 6A ABL Committee Date: _____

Signature: _____



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Transportation and Public Space (T&PS)



No report. Committee did not meet in November 2016.



Committee Reports Economic Development and Zoning Committee



Report of the Economic Development and Zoning (ED&Z) Committee of the Advisory Neighborhood Commission (ANC) 6A Sherwood Recreation Center, 640 Tenth (10th) Street NE November 16, 2016

The meeting convened at 7:00 pm.

Members: Matt Turkstra, Stephanie Zimny, Jake Joyce, Brad Greenfield (Chair), Calvin Ward
Commissioners: Stephanie Zimny, Calvin Ward

Community Comment: There were no community comments at the beginning of the meeting.

Update: Brad Greenfield provided an update on items from the October 2016 meeting. There was a rather extensive discussion of 600 Ninth (9th) Street NE, which might come back before the Committee.

Old Business:

Kingman Park Historic District: Request by residents to make Kingman Park, NE a historic District.

The Kingman Park Civic Association appeared before the Committee. The Association is sponsoring the historical designation. Mr. Greenfield asked the Association to describe the outreach that has been done for the historic district. Mr. Frazer Walton, the President of the Association, said that outreach was done over the last ten (10) years. He noted that this came up at several of the Association's meetings, and there was an announcement made during an education briefing on cable TV and at a meeting a Miner last year to discuss historic districts generally. He said that he had met with some neighbors in the area. Mr. Greenfield asked if they could provide a log of the public meetings where the historic district had been discussed, and Mr. Walton agreed to provide it. He said that they have met with ANC's 5D and 7D. There was also mention of a petition of support that had been provided in the past to the Office of Planning. Mr. Walton said that they did not have a copy of the petition any longer but that it could be obtained from the Office of Planning. Mr. Greenfield agreed to follow up and get a copy of the petition.

Approximately two blocks of the proposed district would fall within ANC 6A, all included in ANC 6A08. A resident said that the outreach has been very lacking and a majority of the residents do not know about this proposal. Commissioner Calvin Ward reported that none of the impacted residents had information on the proposed district. Mr. Walton stated that he thought that it was the responsibility of Commissioner Ward to discuss and inform his constituents about the proposed district. Commissioner Ward said he would do outreach on behalf of the community to educate residents on the designation. Commissioner Bob Coomber from ANC 7D01 said that very little outreach had occurred and that he was banned from meetings at the Kingman Park Civic Association. Mr. Walton stated that he felt that Mr. Coomber was being disruptive, which is why he was banned.

Commissioner Stephanie Zimny noted that ANC 5D gave their support to the historic district at their November 2016 meeting. Mr. Greenfield stated that he was not comfortable voting on a recommendation whether or not to support the proposal until more outreach to the impacted residents had occurred. Mr. Greenfield asked if the Kingman Park Civic Association would come back in December 2016, after outreach had been done. Matt Turkstra asked that when they come back next month they bring documentation on the outreach efforts and show that residents were able to get information on what it means for their homes. The issue was tabled until the December 2016 meeting.



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Economic Development and Zoning Committee



New Business

1401 Maryland Ave NE : This was an informational presentation from the owners of 1401 Maryland Avenue NE. This used to be a Checkers restaurant, and the owners plan to open up a Chick-Fil-A restaurant. Representing the owners were John Martinez, James Spitzer and others representing Chick-Fil-A. The representatives explained that there are independent operators at each store and each owner is only allowed to own one store. Each operator goes through extensive training. There are about 2,000 stores across the country, and 1,500 are free-standing like the one coming to Maryland Avenue NE.

Regarding the Maryland Avenue operation, there will be one pick up window where cars can queue up along both sides of the restaurant. There are places for about 15 cars to wait. During busy times, there will be people taking orders from cars outside on an iPad. There will be a few tables for outdoor seating, but no indoor seating.

Chick-Fil-A is re-doing the trash storage in the back. There will be three (3) brick walls and a composite door to enclose the trash. Trash will be picked up 7 days a week. The employees will also collect any trash that is thrown out on the property and in surrounding areas. The owner will also be installing a vapor barrier in the ground to prevent any fumes from the gas station that used to operate at this spot from causing issues.

To handle security and crowds, a security officer will be on duty at most times and will also help direct traffic. Chick-Fil-A explained that this will likely be an off-duty police officer, as this is the standard procedure at other stores. The officer will not be present in mornings when the store serves breakfast, but will be on-site until the store closes in the evening.

Traffic flow was a concern expressed by many members of the public that were present at the meeting. There will be an entrance and an exit on both Maryland Avenue and G Street NE.

The District Department of Transportation (DDOT) asked that they close Fourteenth (14th) Street for access. Residents raised many concerns about the traffic on G Street. Many people said that G Street is too small to have an access point. Residents are concerned about people speeding, littering, and double parking.

Residents asked about a traffic study and whether the company had looked at the effects of the road diet and the traffic patterns in surrounding areas. The Chick-Fil-A representatives said that they had not conducted a traffic study, and that the city does not require one. The company would be open to having an entrance only on G Street and will do some research and come back to the Committee. Residents requested that DDOT be involved with traffic studies.

Chick-Fil-A stated that they plan to keep the existing large sign that is present on the property. Mr. Greenfield stated that neighbors would appreciate having the sign removed.

The target date to open will be May 2017 and hours will be 8:00 am to 11:00 pm six (6) days a week. The Committee asked if Chick-Fil-A would be able to come back and present an update, tentatively in January 2017.

The meeting adjourned at 9:00 pm.



New Business

