



**District of Columbia Government  
Advisory Neighborhood Commission 6A  
Agenda for December 13, 2018**



Second (2<sup>nd</sup>) Thursdays at 7:00 pm, Miner Elementary, 601 Fifteenth (15<sup>th</sup>) 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**
1. Eliot-Hine Modernization Update - Oni Hinton, Coordinator, Facility Planning and Design, District of Columbia Public Schools
  2. Wanda Royster Gattison, Public Information Officer, Office of Unified Communications
- 7:20 pm     **Officer Reports**
1. Approve Treasurer's Report *pg. 16*
- 7:30 pm     **Standing Committee Reports:**  
**Community Outreach *pg. 17***
1. Approve November 2018 committee report.
  2. Next meeting - 7:00 pm, December 17, 2018 (3<sup>rd</sup> Monday, usually 4<sup>th</sup> Monday)
- 7:31 pm     **Alcohol Beverage Licensing *pg. 18***
1. Approve November 2018 committee report.
  2. **Recommendation:** ANC 6A approve the Settlement Agreement with S-Square, LLC t/a Cheers DC! At 1402 H Street, NE (ABRA # 111599), and withdraw the license protest.
  3. Next meeting - 7:00 pm, December 18, 2018 (3<sup>rd</sup> Tuesday)
- 7:36 pm     **Transportation and Public Space *pg. 23***
1. Approve November 2018 committee report.
  2. **Recommendation:** ANC 6A send a letter to HSEMA in support of the revised route for the Rock N' Roll Marathon
  3. **Recommendation:** ANC 6A provide written comments to DDOT and send a letter to the DC Council regarding the proposed regulations for E-scooters and E-bikes expressing these views: 1) General support for the regulations as they will improve public safety with respect to the use of these motorized vehicles. 2) Particular support for the requirement of governors on E-scooters that will restrict the speed to 10 mph until such time as E-scooter operation can be effectively eliminated from sidewalks and other pedestrian walkways. This may require their re-classification so that they are not considered "personal mobility devices" 3) Additionally, helmets should be required when using any of these motorized vehicles, whether E-scooters or E-bikes - as is already required for motorcycles. 4) Cash payment devices should be designed in such a way that they cannot easily be vandalized.
  4. Next meeting - 7:00 pm, December 17, 2018 (3<sup>rd</sup> Monday)
- 8:00 pm     **Economic Development and Zoning *pg. 32***
1. Approve November 2018 committee report.



## District of Columbia Government Advisory Neighborhood Commission 6A Agenda for December 13, 2018



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

2. **Recommendation:** ANC6A send a letter of support to BZA for a request for variance regarding the location and screening of HVAC units on the lower roof over the kitchen of the new school, and the nature of the parking lot fence for Maury Elementary School at 1250 Constitution Avenue NE (BZA Case # pending).
3. **Recommendation:** ANC6A send a letter of support to HPRB for historic approval for redevelopment of an existing medical office building with a surface parking lot into residential use, and on the surface parking lot, to build four condo units on two separate lots at 201 8<sup>th</sup> Street NE, on condition that the developers make best efforts to get letters of support from the immediate neighbors, the developers hold a design meeting to address outstanding design issues and questions, Residential Parking Permit restrictions be added to condo bylaws, and consider ways to address parking and congestion concerns.
4. **Recommendation:** ANC6A send a letter of support to HPRB for historic approval for a three-story addition and renovation to a single-family home at 223 9<sup>th</sup> Street NE (HPA#19-064).
5. Next meeting - 7:00 pm, December 19 (3<sup>rd</sup> Wednesday)

8:30 pm **New Business pg. 37**

1. Letter to DC Public School Charter Board re: notification period to ANCs for key changes to charter schools (Gove).
2. After-hours DCRA Work Permits for Maury Elementary School Construction (Gove)

8:45 pm **Single Member District reports** (1 minute each)

8:53 pm **Community Comments** (2 minutes each)

9:00 pm **Adjourn**



## Advisory Neighborhood Commission 6A Meeting Minutes of November 8, 2018



### Advisory Neighborhood Commission (ANC) 6A Minutes Miner Elementary School November 8, 2018

**Present:** Commissioners Phil Toomajian (Chair), Mike Soderman, Amber Gove, Patrick Malone, Stephanie Zimny, Sondra Phillips-Gilbert and Calvin Ward

The meeting convened at 7:03 pm.

Chairman Toomajian called the roll and announced the presence of a quorum. The minutes for the ANC October 2018 meeting were accepted, and the agenda for the November 2018 meeting was accepted without changes or objection.

#### **Community Presentations**

Chairman Phil Toomajian introduced Metropolitan Police Department (MPD) First District Commander Morgan Kane, MPD Fifth District Commander William Fitzgerald and Ward 6 Councilmember Charles Allen for a presentation on and a discussion of recent violent criminal events in ANC 6A. Sector Captains Knutsen (1D) and Moore (5D) were also introduced to the audience. They addressed the most recent shootings and homicides, specifically shootings along the Fifteenth (15<sup>th</sup>) Street corridor and the homicide that occurred at Thirteenth (13<sup>th</sup>) and D Streets NE. MPD discussed a number of partnerships with other District and Federal law enforcement agencies and enumerated initiatives that have been employed to identify and apprehend suspects.

Councilmember Allen commended Commanders Kane and Fitzgerald on the work of their districts, encouraged the community to participate in violence prevention and to push for action with DC Council when necessary.

MPD urged residents to report any suspicious situations either via 911 or text. The Commanders provided their cell phone numbers: Kane - 202 809-1275 and Fitzgerald - 202 270-2315. They encouraged residents to participate in DC's security camera program and to take advantage of the \$250 rebate for purchase of a camera (<https://ovsjg.dc.gov/service/private-security-camera-system-incentive-program>) and to subscribe to the 1<sup>st</sup> District MPD listserv ([mpd-1d@yahoogroups.com](mailto:mpd-1d@yahoogroups.com)).

#### **Celeste Duffie, Department of Public Works (DPW) Community Liaison**

Ms. Duffie discussed the recently-distributed DPW leaf collection brochure which is also available at <https://dpw.dc.gov/service/2018-leaf-season-brochure>. Several Commissioners asked Ms. Duffie to address problems that have occurred during trash collection. Commissioner Soderman requested a DPW walk through his SMD (6A03). Commissioner Gove requested that DPW address a trash problem at Warren, Fourteenth (14<sup>th</sup>) and C Streets and Constitution Avenue NE; Ms. Duffie will follow-up.

#### **Officer Reports**

Chairman Toomajian congratulated the reelected ANC 6A Commissioners and the two new Commissioners, Ruth Ann Hudson (SMD05) & Brian Alcorn (SMD08). He thanks Commissioner Amber Gove for chairing the October 2018 ANC 6A meeting.

#### **Treasurer's Report**



## Advisory Neighborhood Commission 6A Meeting Minutes of November 8, 2018



Commissioner Stephanie Zimny presented the Treasurer's Report for November 2018 and announced an amendment in the form of two additional disbursement. Including the amendment, there were disbursements totaling \$5,838.14: \$450.00 to Irene Dworakowski (Check 1850) for agenda/web master services; \$3,864.00 (Check 1851) to Capitol Community News for renewal of advertising in the Hill Rag; \$200.00 (Check 1852) for the October 2018 minutes; \$163.50 (Check 1854) for FedEx printing; and \$1,160.64 (Check 1853) to the DC Treasurer for the use of Miner Elementary School and security services, leaving a balance of \$5,825.06 in the checking account. There is a balance of \$13,794.21, including a \$.022 interest deposit, in the savings account.

The FY18 Fourth (4th) Quarter Financial Report consists of an opening balance of \$8,645.05, and disbursements totaling \$3,847.50. The ending balance of the checking account was \$4,836.55. The FY18 4th Quarter Report was approved by unanimous consent.

### **Committee Reports**

#### **Community Outreach Committee (COC)**

The October 2018 report was accepted by unanimous consent.

Next meeting - 7:00 pm, November 26, 2018

#### **Alcohol Beverage Licensing (ABL)**

The October 2018 report was accepted by unanimous consent.

1. The Committee moved and Commissioner Toomajian seconded a motion to amend its Settlement Agreement with Dangerously Delicious Pies (1339 H Street NE) to allow the summer garden to close at 12:00 am on Sunday through Thursday nights, and 2:00 am on Friday and Saturday nights and the nights before federal holidays. The motion passed 7-0.
2. Commissioner Toomajian moved and Commissioner Soderman seconded a motion to accept the submitted Settlement Agreement for the CT license application for O2 (1350-1352 H St NE) and support a stipulated license. The motion passed 7-0.
3. Commissioner Malone moved and Commissioner Soderman seconded a motion to ANC6A protest the Class A liquor license application of Cheers DC! at 1402 H Street NE, unless a signed settlement agreement is submitted prior to the protest petition date. The motion passed 7-0.

Next meeting - 7:00 pm, November 20, 2018

#### **Transportation and Public Space (TPS)**

The October 2018 report was accepted by unanimous consent.

1. The Commission accepted the resignation of Andrea Adleman as a member of the T&PS Committee by unanimous consent.

Next meeting - 7:00 pm, November 19, 2018

#### **Economic Development and Zoning (EDZ)**

The October 2018 report was accepted by unanimous consent.



## Advisory Neighborhood Commission 6A Meeting Minutes of November 8, 2018



### Old Business

1. The Committee moved and Commissioner Patrick Malone seconded a motion to send letters of support to BZA for zoning relief and to HPRB for historic district approval for the construction of a rooftop penthouse on a row house in a RF-1 zone at 16 10<sup>th</sup> Street NE (BZA Case 19885) on condition that the applicant make best efforts to get letters of support from the neighbors at 14 10<sup>th</sup> Street NE, 18 10<sup>th</sup> Street NE, 915 Massachusetts Avenue NE and 913 Massachusetts Avenue NE. The motion passed 7-0.
2. The Committee moved and Commissioner Sondra Phillips-Gilbert seconded a motion to send a letter of support to BZA for zoning relief to subdivide three existing lots into two lots and for relief from lot area requirements at 1657-1661 Gales Street (BZA Case 19891) on condition that the applicant make best efforts to get letters of support from the neighbors at 1667 Gales Street NE, 1669 Gales Street NE, 1653 Gales Street NE and 1655 Gales Street NE. The motion passed 7-0.

Next meeting - 7:00 pm, November 14, 2018.

### **Single Member District Reports**

Chairman Phil Toomajian (6A02) thanked constituents for his reelection, issued a call for new ANC 6A Committee members. He also encouraged constituents to feel free to help clean up election signs.

Commissioner Mike Soderman (6A03) thanked constituents for his reelection. There was a DDOT SMD03 walk-through with Naomi Klein last week during which he shared concerns about trash collection and permanent replacement for temporary bollards at intersections; DDOT does not have any developed plans for permanent replacements. He also advised attendees to forward any 311 requests to their ANC SMD commissioner.

Commissioner Amber Gove (6A04) advised attendees that they can sign up for the DC Alerts, the HSEMA program that sends texts to advise citizens of issues in their community, announced that the next monthly Community Cleanup will take place on Saturday December 8, 2018, and Commander Kane regarding the quick response to local gunshots in her immediate neighborhood.

Commissioner Patrick Malone (6A05) thanked MPD for their response at this meeting, thanked Commissioner Gove for the recent Maury Elementary Schools clean-up and congratulated Ruth Ann Hudson as new 6A05 commissioner.

Commissioner Stephanie Zimny (6A06) announced that there was a great turn out for the November 2018 monthly community clean-up and that a work order has been issued to install no parking signs in Wiley Court NE.

Commissioner Sondra Philips-Gilbert (6A07) thanked constituents for her reelection. The 2018 Halloween Safe Haven was a great success. An urban farming program is being established in Rosedale; further information and applications to farm will be available at a meeting at the Rosedale Community Center on November 15, 2018 at 6:30 pm for information.

Commissioner Calvin Ward (6A08) congratulated Brian Alcorn upon his election as the new 6A08 commissioner.

### **Community Comments**

Ruth Ann Hudson, the incoming ANC 6A Commissioner for Single Member District 6A05 introduced herself.



## Advisory Neighborhood Commission 6A Meeting Minutes of November 8, 2018



Naomi Mitchell introduced Jen DeMayo, the constituent services contact in Ward 6 Councilmember Allen's office, advised attendees of Councilmember Allen's Community Office Hours at the Pretzel Bakery on November 16, 2018 and announced that the 2018 Brickie Awards will take place on December 5, 2018 at the former Busboys & Poets at 5<sup>th</sup> & K Streets NW.

Dorie Turner Nolt of Moms Demand Action announced that the organization will sponsor a presentation at 3:00 pm on Saturday, November 10, 2018 at St. Mark's Episcopal Church 301 A Street SE.

The meeting adjourned at 9:04 pm.



## Advisory Neighborhood Commission 6A Community Presentations







## Commission Letters of November 8, 2018 Meeting



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



November 13, 2018

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

Re: BZA Case No. 19891 (1657-61 Gales Street, NE)

Dear Mr. Moy:

At a regularly scheduled and properly noticed meeting on November 8, 2018<sup>1</sup>, our Commission voted 6-0 (with 5 Commissioners required for a quorum) to support the Applicant's request pursuant to 11 DCMR Subtitle X, Chapter 10, for an area variance from the lot dimension requirements of Subtitle E § 201.1, to construct two new flats in the RF-1 Zone.

The design has taken measures to ensure that the addition is in the character of the neighborhood and it will not disrupt the privacy, air and light of neighbors. The developer has shown that the nature, location and size of the lot would place an undue burden that would preclude their development. As such, variance relief is warranted, and is in the best interests of the neighborhood. This development would take an empty lot that is currently a blight on the neighborhood and turn it into housing that will benefit individuals who are serving the city. The ANC believes that this development will not substantially visually intrude upon the character, scale, and pattern of houses in 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](mailto:philanc6a@gmail.com) and Mr. Greenfield can be contacted at [brad.greenfield@gmail.com](mailto:brad.greenfield@gmail.com).

On Behalf of the Commission,

Phil Toomajian  
Chair, Advisory Neighborhood Commission 6A

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<sup>1</sup> ANC 6A meetings are advertised electronically on the [anc6a-announce@yahoogleroups.com](mailto:anc6a-announce@yahoogleroups.com), [anc6a@yahoogleroups.com](mailto:anc6a@yahoogleroups.com), and [newhilleast@yahoogleroups.com](mailto:newhilleast@yahoogleroups.com), at [www.anc6a.org](http://www.anc6a.org), and through print advertisements in the Hill Rag.





## Commission Letters of November 8, 2018 Meeting



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



November 13, 2018

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

Re: BZA Case No. 19885 (16 10th Street, NE)

Dear Mr. Moy:

At a regularly scheduled and properly noticed meeting on November 8, 2018<sup>1</sup>, our Commission voted 6-0 (with 5 Commissioners required for a quorum) to support the Applicant's request pursuant to 11 DCMR Subtitle X, Chapter 9, for a special exception from the penthouse requirements for an existing building in the RF-1 Zone.

The design has taken measures to ensure that the addition is in the character of the neighborhood and it will not disrupt the privacy, air and light of neighbors. The owner has proven that the special exception criteria have been met through submission of architectural elevations and a shade study. The ANC believes that this development will not substantially visually intrude upon the character, scale, and pattern of houses in 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](mailto:philanc6a@gmail.com) and Mr. Greenfield can be contacted at [brad.greenfield@gmail.com](mailto:brad.greenfield@gmail.com).

On Behalf of the Commission,

Phil Toomajian  
Chair, Advisory Neighborhood Commission 6A

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## Commission Letters of November 8, 2018 Meeting



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



November 13, 2018

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

Re: ABRA-111354 (O2, LLC t/a O2), 1350-1352 H Street NE

Dear Mr. Anderson,

Please be advised that at the November 8, 2018 meeting of Advisory Neighborhood Commission 6A, with a quorum present, the Commission voted (7-0) to approve the enclosed Settlement Agreement with O2, LLC t/a O2, ABRA # 111354, in lieu of a protest of the establishment's request for a CT license, and to approve of a stipulated license for this establishment during the placard period. This vote took place at the ANC's regular and publicly announced meeting.<sup>1</sup>

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,

*/s/ Jay Williams*

Jay Williams  
Co-Chair, ANC 6A ABL Committee

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## Commission Letters of November 8, 2018 Meeting



Made this 8<sup>th</sup> day of November, 2018

by and between

**O2, LLC t/a O2**  
1350-1352 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 merchants 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 on a regular basis.
  - 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.

Settlement Agreement between O2 and ANC6A

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## Commission Letters of November 8, 2018 Meeting



- 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. At all times when alcohol is being served, the licensed establishment will be managed in person by Applicant or a board-licensed manager.
- g. Applicant's managers and bartenders shall attend and complete an alcoholic beverage server training course/seminar within 30 days of employment.
- 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 who appear to be under age 25;
  - 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 O2 and ANC6A

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## Commission Letters of November 8, 2018 Meeting



- 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; provided, that such lighting may be directed so as not to shine into other structures.
  - 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. No sounds, 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 of Columbia, and (2) sound, noise, music or voices occasioned by the normal opening of entrance and exit doors for the purpose of ingress and egress.
  - b. In order to mitigate noise on the summer garden the following steps will be taken:
    - i. A fence or other barrier will enclose the entire perimeter;
    - ii. No fewer than two signs will be clearly posted to remind guests to keep their voices at normal speaking volume;
    - iii. Staff will monitor the outdoor area to make sure guests do not raise their voices above normal speaking tones; and
    - iv. Potted plants, trees, fountains, or other types of noise mitigation techniques will be incorporated into the decor.
  - c. Applicant shall not offer any type of entertainment on the summer garden.
  - d. Applicant is permitted to utilize speakers on the summer garden through which Applicant may play prerecorded music or live entertainment being offered inside the establishment, provided the other provisions of this Section are complied with. All such music must cease no later than 12:00am.
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 § 25-446.
6. **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.





## Commission Letters of November 8, 2018 Meeting



### 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 shall immediately notify the Applicant and, if the Applicant has not cured the breach within 7 days after notification (or, with respect to a breach which reasonably requires more than 7 days to cure, fails to commence cure of such breach and diligently pursues such cure), file a complaint with the ABC Board, which may 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.

### In Witness Whereof

The parties have affixed hereto their hands and seals.

O2, LLC:

By: Stephen Hessler, Managing Member

Date: 11/5/18

Signature: \_\_\_\_\_

Advisory Neighborhood Commission 6A Representative:

By: \_\_\_\_\_

Jay Williams, Co-Chair, ABL Committee Date: 11/13/18

Signature: \_\_\_\_\_



## Commission Letters of November 8, 2018 Meeting



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



December 3, 2018

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

Re: ABRA-111599 (S-Square, LLC t/a Cheers DC!), 1402 H Street NE

Dear Mr. Anderson,

Please be advised that at the November 8, 2018 meeting of Advisory Neighborhood Commission 6A, with a quorum present, the Commission voted (7-0) to protest the Retailer's Class "A" Liquor Store license of S-Square, LLC t/a Cheers DC!, ABRA # 111599. This vote took place at the ANC's regular and publicly announced meeting.<sup>1</sup> The grounds for the protest are disturbance to peace, order, and quiet.

I, as the Co-Chair of the ANC 6A Alcoholic Beverage Licensing Committee, will be the primary representative of the ANC in this matter. The ANC's Chair (Phil Toomajian), and the ABL Committee's Co-Chair (Christopher Seagle) are also authorized to represent the ANC before the Board with respect to this application. 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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## Officer Reports - Treasurer



### ANC 6A Treasurer's Report November 2018

Period Covered 11/1/2018-11/30/2018

#### Checking Account:

5,661.90

Total Funds Available

5,825.05

#### Disbursements:

|  |         |    |        |
|--|---------|----|--------|
| Irene Dworakowski (Agenda/Web Master and note taking 2018) | CK#1855 | \$ | 650.00 |
| FedEx  | CK#1856 | \$ | 196.00 |

|                     |    |          |
|---------------------|----|----------|
| Total Disbursements | \$ | 846.00   |
| Ending Balance      | \$ | 4,979.05 |

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#### Savings Account:

Balance Forwarded \$ 13,793.99

Receipt: Interest 11/13/18 \$ 0.22  
Deposit -

Total Receipts \$ 0.22

Total Funds Available \$ 13,794.21

|                |    |           |
|----------------|----|-----------|
| Disbursements  | \$ | -         |
| Ending Balance | \$ | 13,794.21 |

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#### 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 26, 2018  
Eastern Senior High School  
1700 East Capitol Street NE, Washington DC

Meeting called to order at 7:00 pm.

No Quorum

**COC members present:** Roni Hollmon (Chair), Gladys Mack

**COC members absent:** Joyce West

**ANC Commissioners present:** none

**Community members present:** Marcus Robinson, Brittny Pinto, Heather Schoell, Madeline Wells

Mr. Robinson of Woodbox Farm shared with the Committee their proposal in response to DGS-Urban Farming RFP-2018. Committee Member Gladys Mack inquired why this information was not presented at the Community Meeting organized by Commissioner Sondra Phillips-Gilbert. Mr. Robinson explained that he did not want to give his competitors any ideas since they are still in the bidding process. We explained to Mr. Robinson that we could not give a recommendation to the ANC to endorse Woodbox Farm without providing the ANC with the information. Since the bidding process has been extended to the end of November 2018, there may be other groups that join the bidding process. He inquired as to whether we could sign his petition. We informed him that, as an ANC6A committee, we could not sign his petition. If members of the community that are present wanted to talk to him after the meeting or sign his petition that would be their individual choice, but the Community Outreach Committee would not endorse or sign as a whole.

Ms. Pinto, who is the Ward 6 Liaison from the Mayor's Office of Community Relations and Services addressed the recent crime spree, the installation of security cameras and other information. She also informed us that some police boundaries will change in January 2018.

Ms. Heather Schoell presented a grant on behalf of Eastern High School towards the purchase of two (2) Sousaphones and Ms. Madeline Wells of Ludlow Taylor Elementary School presented a grant for the purchase of a Literacy Learning Package which would be split with ANC 6C. The Committee reviewed both proposals and have no problem moving them forward after the grants have gone through the proper process. Ms. Hollmon assured schools that there will be a meeting in December 2018, so we have more than enough time to go through the proper channels.

The meeting adjourned at 8:00 pm.

**The next regular meeting of the ANC 6A COC**  
**Monday, December 17, 2018 at 7:00 pm**  
**(Please note this is the 3<sup>rd</sup> Monday of the month)**  
**Eastern Senior High School Parent Center, 1700 East Capitol Street NE**  
**(enter from East Capitol Street)**



## Committee Reports

### Alcohol Beverage and Licensing (ABL)



#### Minutes

#### Alcoholic Beverage Licensing (ABL) Committee Advisory Neighborhood Commission (ANC) 6A November 20, 2018

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 October 16, 2018 at Sherwood Recreation Center, 640 Tenth (10<sup>th</sup>) Street NE, Washington, DC 20002.

**Committee Members Present:** Jay Williams (Co-Chair), Roger Caruth, and Michael Herman.

**Committee Members Absent:** Christopher Seagle (Co-Chair), Mark Samburg, and Justin Rzepka.

**Commissioners Present:** None.

**Community Members Present:** Harkesh Manocha (Cheers DC!), Vic Ketso (Cheers DC!), and Pankaj Bhatia (Cheers DC!).

#### I. Call to Order

Mr. Williams called the meeting to order at 7:35pm (due to confusion with representatives of Cheers DC! regarding the start time of the meeting. The meeting proceeded with a quorum present.

#### II. Community Comment

None.

#### III. Old Business

None.

#### IV. New Business

##### A. Discussion of new license application of S-Square, LLC t/a Cheers DC! at 1402 H Street, NE (ABRA # 111599) (Retailer Class A Liquor Store).

- Mr. Bhatia stated that the main focus of the business partners was to get into a neighborhood to bring a new, supportive business to the community. The owners are excited about coming onto H Street and serving the neighborhood.
- Mr. Bhatia stated that they have opened similar businesses in other neighborhoods that would be considered “up and coming.”
- Mr. Bhatia stated that he, Mr. Ketso, and Mr. Manocha are friends and business partners. Mr. Bhatia has some experience in IT, and this is not his primary business. The focus of the business will be on serving the community.
- The owners stated that they are part of six (6) locations in the DC area, and that Mr. Ketso has more than 20 years’ experience running this type of business.
- Mr. Ketso stated that he intends for the location to be a clean, well-kept, uncluttered space.
- Mr. Manocha said that while they plan to offer quality products, they expect to keep the prices reasonable.
- Mr. Williams asked what other locations they had in DC. Mr. Bhatia said that they have a location at 9th Street and Kennedy Street NW, and other locations in Prince Georges County.



## Committee Reports

### Alcohol Beverage and Licensing (ABL)



- Mr. Herman noted that in a handout, there was an illustration of outdoor seating, and asked if they planned to utilize it. Mr. Ketso stated that the mockup is from when the building owner was pitching the space as a restaurant. The establishment will not use the outdoor space; it may be used if a restaurant adjacent to them opens.
- Mr. Williams asked what the expected timeline was. Mr. Ketso said he hoped to be open as soon as they complete a buildout, which will take approximately two months from receiving the license.
- Mr. Williams asked the owners if they would be willing to discuss a settlement agreement. Mr. Bhatia stated that they would and would also be open to addressing issues if they come up in real time.
- Mr. Caruth asked who would be responsible for running the establishment on a day-to-day basis. Mr. Manocha said that he would.
- Mr. Bhatia stated that if you want to get a sense of what type of neighbor they are, look at what the area was like at their other DC location before they came in, and then after. He stated that there was a lot of improvement. Mr. Manocha stated that they have been recognized in the past by ABRA for running a good business.

Mr. Williams moved/seconded by Mr. Herman, to recommend that the ANC protest the license application of Cheers DC! at 1402 H Street, NE (ABRA # 111599) unless a signed settlement agreement is submitted prior to the protest date. The motion passed 3-0.

#### V. Adjourn

The Committee adjourned at 7:41 pm.



## Committee Reports

### Alcohol Beverage and Licensing (ABL)



Made this \_\_\_\_\_ day of November, 2018

by and between

**S-Square, LLC t/a Cheers DC! (ABRA #111599)**

1402 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 to 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 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.

#### **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 "A" Liquor License at the subject premises; and,

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

#### **The Parties Agree As Follows:**

1. **Requirements for Sale/Provision of Single Containers of Alcoholic Beverages.**
  - a. Applicant shall not sell, give, offer, expose for sale, or deliver an individual container of beer,



## Committee Reports

### Alcohol Beverage and Licensing (ABL)



- malt liquor, or ale in single containers of alcohol of 70 ounces or less.
- b. Applicant shall only sell, give, offer, expose for sale, or deliver beer, malt liquor, or ale containers of 70 ounces or less with multiple-container packaging supplied by the manufacturers of four or more individual containers (example: 4-packs, 6-packs, 12-pack cases, etc.). To the extent manufacturers do not offer packaging of four or more individual containers for certain products, Applicant may offer individual containers of those products as part of a “mix-and-match” purchase where at least four containers are purchased together.
  - c. Applicant shall not sell, give, offer, expose for sale, or deliver an individual container of wine or fortified wine in a single container with a capacity of less than 750 ml.
2. **Ban on Sale/Provision of Other Items.**
- a. Single Cigarettes:
    - i. Applicant shall not sell, give, offer, expose for sale, or deliver individual single cigarettes.
  - b. “Go-cups”:
    - i. Applicant shall not sell, give, offer, expose for sale, or deliver “go-cups” or servings of plain ice in a cup.
    - ii. Per the Alcoholic Beverage regulations, a “go-cup” is defined as: “a drinking utensil provided at no charge or a nominal charge to a customer for the purpose of consuming alcoholic beverages off the premises of an establishment.”
  - c. Products associated with illegal drug activity:
    - i. Applicant shall not sell, give, offer, expose for sale, or deliver products associated with illegal drug activity.
    - ii. These items are defined as cigarette rolling papers, pipes, needles, small bags, or any other items that may be regarded as drug paraphernalia.
3. **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 conditions by:
- a. Picking up the trash, including beverage bottles and cans, and all other trash a minimum of twice daily (immediately before business hours and once 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. 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.
  - d. 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.
  - e. Planting, watering, and generally tending to tree boxes directly in front of the subject premises, if any.
  - f. Promptly removing graffiti written on the exterior walls of the property. Promptly is defined as within two (2) weeks of graffiti’s appearance.
  - g. Requiring the owner and employees not to park on public space between the building and the curb.
  - h. Not locating trash bins, chairs, tables, or other equipment on public space without a valid



## Committee Reports

### Alcohol Beverage and Licensing (ABL)



space permit.

#### 4. **Signage/Loitering/Illegal Activity.**

- a. Applicant will not directly or indirectly, sell or deliver alcohol to any intoxicated person, or to any person of intemperate habits, or to any person who appears to be intoxicated. A person of intemperate habits shall be defined as any person arrested or cited by the Metropolitan Police Department for any alcohol-related crime three times or more in any one year and who has been so identified to the licensee by the Metropolitan Police Department by giving a photo and name to the licensee.
- b. Applicant shall post a notice kept in good repair and visible from point of entry a sign, which states:
  - i. The minimum age requirement for purchase of alcohol,
  - ii. The obligation of the patron to produce a valid identification document in order to purchase alcohol,
  - iii. Prohibitions against selling to minors,
  - iv. No panhandling, and
  - v. No loitering.
- c. Applicant shall make every effort to prohibit and prevent loitering and criminal activity on or in front of the establishment premises, to include:
  - i. Posting a sign kept in good repair requesting customers to not contribute to panhandlers,
  - 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.
  - iv. Upon request of the Board, Applicant’s call log shall be provided to the Board during meetings or hearings involving future renewals or contested proceedings involving Applicant’s license.
- d. Total signage for alcohol and tobacco products in the front window shall be limited to 25% of the total window space available.
- e. To the extent such lighting is not present on the exterior of the establishment, Applicant will install and maintain high-intensity floodlights on the exterior of its premises so as to fully light any abutting alleyway from dusk until dawn.

#### 5. **Miscellaneous.**

- a. Applicant shall not support the installation of pay phones outside of the establishment on its property. Applicant shall have existing pay phones (if any) removed from their exterior of the establishment at the end of the current contract.
- b. Applicant shall complete an alcoholic beverage server training course.
- c. Applicant certifies that it does not owe more than \$100 to the District of Columbia government as a result of any fine, penalty, or past due tax for more than six months.
- d. Applicant will participate in a Business Improvement District program if one exists.





## Committee Reports

### Alcohol Beverage and Licensing (ABL)



#### 6. 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 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 the applicant and its assigns and will continue in force for any and all subsequent license holders at this location.

#### In Witness Whereof

The parties have affixed hereto their hands and seals.

#### Applicant:

By: \_\_\_\_\_ Date: \_\_\_\_\_

Signature: \_\_\_\_\_

#### Advisory Neighborhood Commission 6A Representative:

By: \_\_\_\_\_ Date: \_\_\_\_\_

Signature: \_\_\_\_\_



## Committee Reports

### Transportation and Public Space (T&PS)



#### AGENDA

ANC 6A Transportation & Public Space Committee Meeting  
Capitol Hill Towers, 900 G Street NE  
November 19, 2018 at 7:00 pm

- I. Called meeting to order at 7:02 pm.
- II. Introductions
  - A. Committee members in attendance: Chair Elizabeth Nelson, Marc Brumer, Jeff Fletcher
  - B. Commissioners in attendance: Mike Soderman (6A03), Sondra Phillips-Gilbert (6A07)
- III. Announcements - none.
- IV. Community Comment - none.
- V. Old Business
  - A. Consideration of request from Events DC for letter of support for 2019 Rock N Roll Marathon. (Events DC (Rock N Roll Marathon) was unable to send a representative.)
    - i. Event organizers made significant changes to the race route (attached), at the urging of the TPS Committee. Traversing fewer Ward 6 streets, its impact on 6A constituents is drastically reduced. Capitol Hill street closings times will be cut almost in half as will the number of residential blocks on which cars will be banned.
    - ii. ***Mr. Fletcher moved that the Committee recommend that ANC 6A send a letter to in support of the 2019 Rock N' Roll Marathon (based on revised route). The motion was seconded by Mr. Brumer and passed unanimously, 4-0 (Incl. Soderman).***
- VI. New Business
  - A. Proposals for Urban Farms on Kramer Street NE - in response to RFP [dgs.dc.gov/event/dgs-urban-farming-rfp-2018-03](https://dgs.dc.gov/event/dgs-urban-farming-rfp-2018-03).
    - i. Marcus Roberson, co-owner of WoodBox Farm:
      - Water source would be a fire hydrant across the street. Probably he would run it into a storage tank so that it could be done quickly and during off-hours to minimize disruption to traffic. A permit would be necessary for this.
      - There would be a fence around the property. Operators will work with neighbors to accommodate trash pick up and alley access that could be affected by the fencing.
      - Crops would be grown in the ground. Due to arsenic contamination, soil remediation will be necessary - this could take about 5 years. However, Roberson believes some crops could be produced within 18-24 months by being grown in some other medium.
      - There are no plans to have a farmers market on-site. Deliveries might be made by cycling.
      - Would partner with youth groups.
    - ii. Thomas Langan, owner and founder of Apogee Farms:
      - Water source would be installed plumbing and there will be a small office structure including rest rooms.



## Committee Reports

### Transportation and Public Space (T&PS)



- A green house structure will cover about  $\frac{3}{4}$  of the lot area. There will be a small parking lot - perhaps 2-3 spaces - to accommodate staff and visitors.
  - There would be a fence around the property. Operator will work with neighbors to accommodate trash pick up and alley access that could be affected by the fencing.
  - Crops will be exclusively hydroponic; per the presentation hydroponic cultivation uses less water and land area. Also, this would avoid contaminants known to exist in the soil. No soil remediation is planned. First harvest would be approximately a year from now.
  - There could be on-site sales. Produce may be sold through other farmers markets or to restaurants.
  - Operator currently has a relationship with a non-profit working at Miner ES and intends to expand to involve other schools and/or youth groups.
- iii. A resident living near the property noted that the current placement of utility poles is problematic and residents and trash trucks are coping with this by driving through the property rather than in the alley. If the parcel is fenced, the poles will have to be moved.

- B. Bobby Akines & Elizabeth Emerson, Ditto Development, public space concepts, 201 8th Street NE
- i. The project consists of two (2) two-unit buildings on what is now a parking lot plus five (5) units in an existing building. The units will be sold, not rented, but it has not been decided whether it will be a single condominium entity or will be broken into two entities.
  - ii. The property is within the Capitol Hill Historic District (CHHD); the project will go to the Historic Preservation Review Board (HPRB) on December 20, 2018. The developers have already met with the ANC 6A ED&Z Committee and expect to meet with them again prior to ANC consideration at the December 13, 2018 meeting.
  - iii. The public parking area is narrow. The developers plan to add trees and replace the existing fence with a hedge. The planned hardscaping consists of narrow walkways of paving stones plus crushed gravel seating areas. It is unclear whether these are consistent with the CHHD. There will also be window wells and bay projections. The developers stipulate that their plans for public space use conform to DDOT guidelines.
  - iv. The plans do not call for movement of the existing curb cut or the elimination of any existing street parking. However, there are community concerns that they provide for only three (3) parking spaces for nine (9) units, making parking more difficult. The developers say that they considered not allowing RPP but that their lawyers have told them such an arrangement would be unenforceable.
  - v. Neighbors are concerned about the relocation of the building entrance onto Constitution Avenue NE. This may be a historic preservation issue as well, but that is outside the purview of the TPS Committee.
  - vi. There are also concerns about trash storage, that residents of the new building may be inclined to store their trash cans on public space, though there is a trash storage area associated with the existing building. This could be a bigger problem, long-term, if the legal relationship between the two structures changes and the occupants of the new structure are no longer allowed to use the trash storage area associated with the existing structure.



## Committee Reports

### Transportation and Public Space (T&PS)



- vii. The developers have designed the project in such a way that no zoning relief will be required, thereby reducing the public's leverage in asking for accommodation. Aside from the regulations concerning hardscaping in the CHHD, there are no public space issues.

#### C. Proposed regulations for E-bikes and E-scooters

- i District Department of Transportation (DDOT) released proposed regulations for E-scooters and E-bikes on October 26 with a deadline for comments of November 26, 2018. This made it impossible for the TPS Committee to study the issue and advise the ANC Commissioners for official action prior to the deadline. Nevertheless, the Committee felt it worthwhile to consider the regulations and form a recommendation.
- ii Committee members and members of the audience shared their concerns about the safety of these devices, especially the hazards they present to pedestrians.
- iii ***Commissioner Soderman moved that the Committee recommend that ANC 6A provide written comments to DDOT regarding the proposed E-bike & E-scooter regulations and send a letter to City Council expressing these views: 1) General support for the regulations as they will improve public safety with respect to the use of these motorized vehicles; 2) Particular support for the requirement of governors on E-scooters that will restrict the speed to 10 mph until such time as E-scooter operation can be effectively eliminated from sidewalks and other pedestrian walkways. This may require their re-classification so that they are not considered "personal mobility devices"; 3) Additionally, helmets should be required when using any of these motorized vehicles, whether E-scooters or E-bikes - as is already required for motorcycles and 4) Cash payment devices should be designed in such a way that they cannot easily be vandalized. The motion was seconded by Mr. Fletcher and passed unanimously, 5-0 (Incl. Soderman and Phillips-Gilbert).***

VII. Additional Community Comment - none.

VIII. Meeting adjourned at 8:20 pm.



## Committee Reports

### Transportation and Public Space (T&PS)



December xx, 2018

Mr. Chris Rodriguez, Director  
District of Columbia Homeland Security and Emergency Management Agency (HSEMA)  
2720 Martin Luther King, Jr. Avenue SE  
Washington, DC 20032

Re: ANC 6A Supports 2018 Rock and Roll Marathon

Dear Director Rodriguez:

At a regularly scheduled and properly noticed meeting<sup>1</sup> on December 13, 2018, our Commission voted X-X-X (with 5 Commissioners required for a quorum) to express our support for the 2018 Rock and Roll Marathon.

Our support is given in recognition that Events DC made significant changes to the race route that will greatly reduce the negative impacts on residents on Capitol Hill, including those within ANC 6A. There will be fewer street closings making it easier for residents to go about their lives on race day. And, if cars must be removed from the race route, there are far fewer residential blocks that will be affected; an important consideration given that parking is already at a premium.

Thank you for giving great weight to the recommendation of ANC 6A. Should you wish to discuss this letter with the Commission, please feel free to contact me at [philanc6a@gmail.com](mailto:philanc6a@gmail.com).

On behalf of the Commission,

Phil Toomajian  
Chair, Advisory Neighborhood Commission 6A

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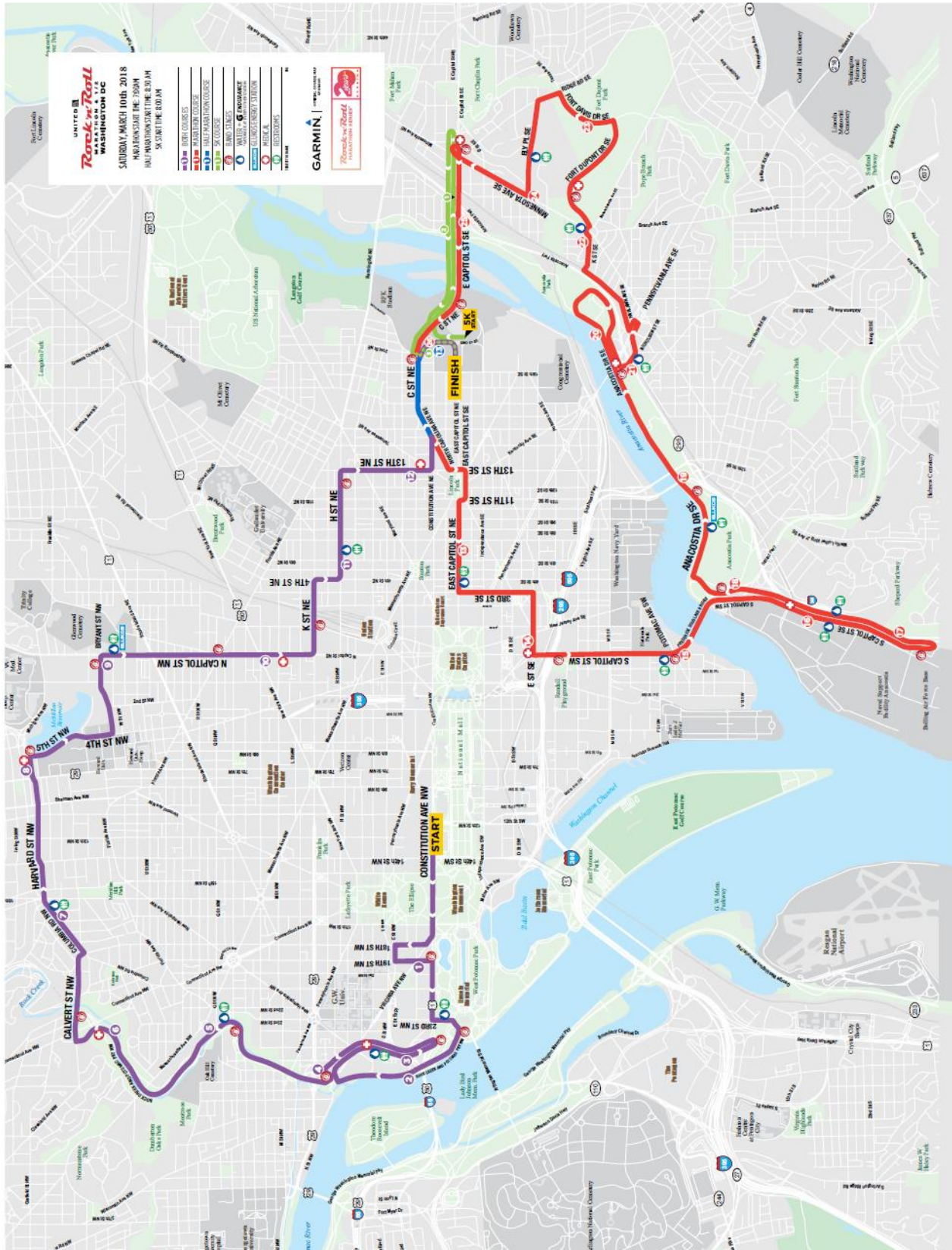
<sup>1</sup> ANC 6A meetings are advertised electronically on the [anc6a-announce@yahoogroups.com](mailto:anc6a-announce@yahoogroups.com), [anc-6a@yahoogroups.com](mailto:anc-6a@yahoogroups.com), and [newhilleast@yahoogroups.com](mailto:newhilleast@yahoogroups.com), at [www.anc6a.org](http://www.anc6a.org), and through print advertisements in the Hill Rag.





## Committee Reports

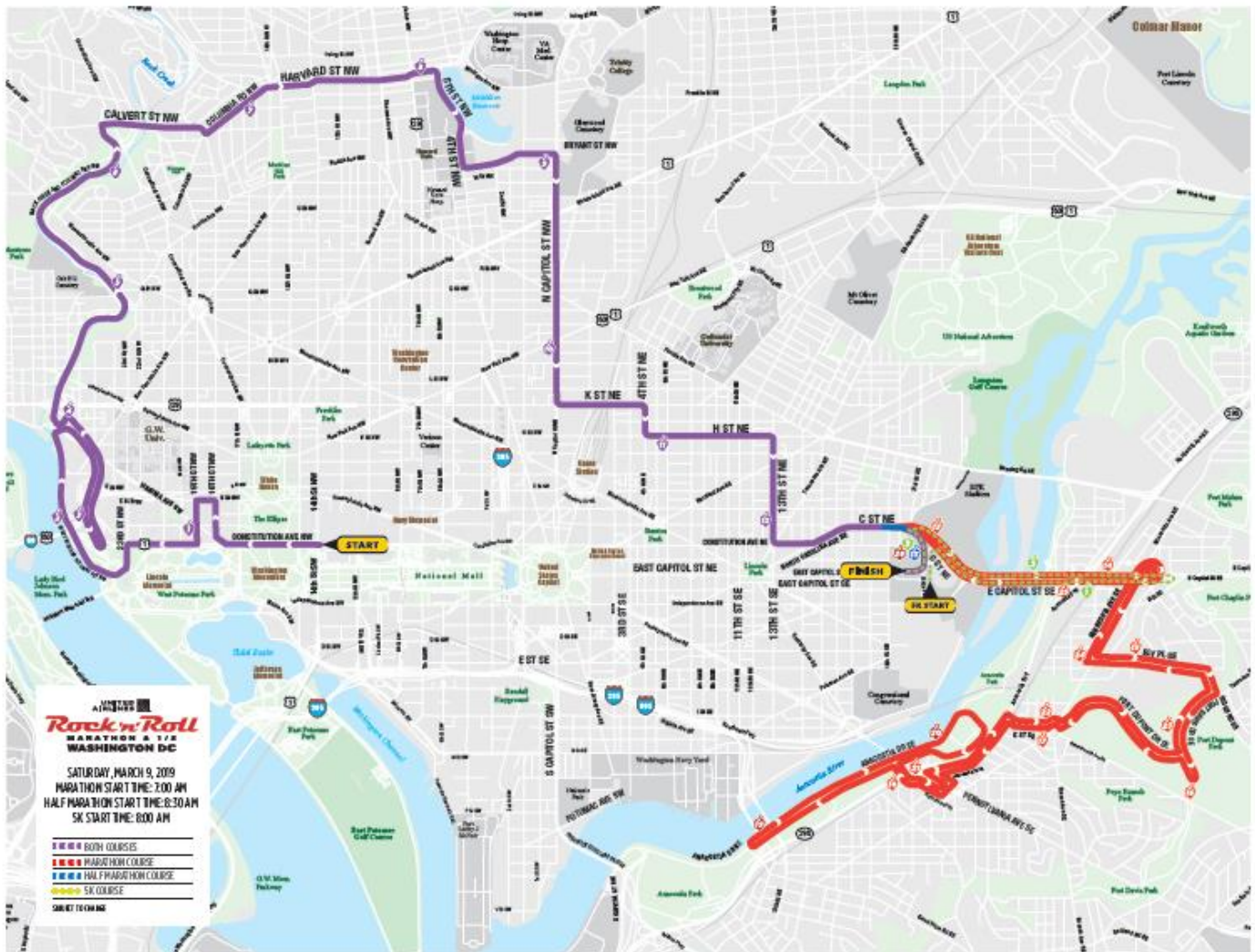
### Transportation and Public Space (T&PS)





## Committee Reports

### Transportation and Public Space (T&PS)







## Committee Reports

### Transportation and Public Space (T&PS)



December xx, 2018

Mr. Matthew Marcou  
Associate Director for Public Space Regulations  
District Department of Transportation  
55 M Street SE, Suite 400  
Washington, DC 20003

Re: Proposed regulations for dockless vehicles (E-scooters and E-bikes)

Dear Director Marcou:

At a regularly scheduled and properly noticed meeting<sup>1</sup> on December 13, 2018, our Commission voted X-X-X (with 5 Commissioners required for a quorum) to express our support for the proposed regulations for dockless vehicles (E-scooters and E-bikes).

The thirty (30) day public comment period ended on November 26, 2018, which did not allow us sufficient time to prepare our comments, meet, and submit before deadline. Please accept these comments:

- We are in general support of the regulations, as they will improve public safety with respect to the use of these motorized vehicles.
- In particular, we support the requirement for governors on E-scooters restricting the speed to 10 mph until such time as E-scooter operation can be effectively eliminated from sidewalks and other pedestrian walkways. This may require their re-classification so that they are not considered “personal mobility devices.”
- We recommend that helmets should be required when using any of these motorized vehicles, whether E-scooters or E-bikes – as is already required for motorcycles and best practice for scooters and bicycles.
- Additionally, cash payment devices should be designed in such a way that they cannot easily be vandalized.

Thank you for giving consideration to our ANC’s feedback on this important issue. Should you wish to discuss this letter with the Commission, please feel free to reach out to me at [philanc6a@gmail.com](mailto:philanc6a@gmail.com). We look forward to continued participation in this process.

On behalf of the Commission,

Phil Toomajian,  
Chair, Advisory Neighborhood Commission 6A

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<sup>1</sup> ANC 6A meetings are advertised electronically on the [anc6a-announce@yahoogroups.com](mailto:anc6a-announce@yahoogroups.com), [anc-6a@yahoogroups.com](mailto:anc-6a@yahoogroups.com), and [newhilleast@yahoogroups.com](mailto:newhilleast@yahoogroups.com), at [www.anc6a.org](http://www.anc6a.org), and through print advertisements in the Hill Rag.



## **Committee Reports**

### **Transportation and Public Space (T&PS)**



cc: Councilmember Charles Allen  
Councilmember Phil Mendelson  
Councilmember Elissa Silverman  
Councilmember David Grosso  
Councilmember Anita Bonds



## 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 14, 2018

#### **Present:**

Members: Missy Boyette, Jake Joyce, Tim Drake, Ruth Ann Hudson, Nick Alberti, Brad Greenfield  
Commissioners: None  
Brad Greenfield chaired the meeting.

#### **Community Comment**

None.

#### **Previously Heard Cases**

Resolution of previously heard cases:

1. 16 10th Street NE - Received ANC approval at its November 2018 meeting as letters of support were provided.
2. 1661 Gales Street NE - Received ANC approval at its November 2018 meeting.

#### **New Business**

1. 1250 Constitution Avenue NE (BZA Case Pending): The developers of this project shared that this is a request for relief regarding the location and screening of HVAC units on the lower roof over the kitchen of the new school, and the nature of the parking lot fence for Maury Elementary. As detailed in the provided diagrams, the location of the HVAC unit and the planned parapet require an exception. For the fence, the zoning code requires a fence separating a parking lot from a sidewalk be solid shrub or solid fence; however, from a safety standpoint, this is not recommended for an elementary school where many students, parents, and teachers will be walking to and from school. The planned design is instead a fence which allows visibility for pedestrians and cars entering and exiting the parking lot.

Mr. Greenfield made a motion to recommend approval of this request. Ms. Boyette seconded the motion. The motion was approved 6-0.

2. 201 8<sup>th</sup> Street NE (HPRB): This request is a follow up from the discussion at the October 2018 meeting for support of historic approval for redevelopment of an existing medical office building with a surface parking lot into residential use, and on the surface parking lot, to build four (4) condo units on two (2) separate lots.

The developers provided additional details around the plan for trash management at the building, to include a designated area for trash pickup, and a specific trash pickup schedule each week.

The developers shared that they had met with all four owners of the surrounding buildings to request access to the rear of the building for parking but did not receive any positive responses. Although there is no request for a variance related to parking, there have been concerns voiced by neighbors around congestion and parking. The developers indicated that they would be open to Residential Parking Permit (RPP) restrictions or other transportation management plans, but that they do not see this property attracting a large car-owning demographic.



## Committee Reports Economic Development and Zoning Committee



The developers have talked to neighbors but do not have any letters of support at this point. ANC 6A03 Commissioner Mike Soderman shared via email prior to the meeting that several neighbors, including Senator Nelson, have serious concerns with the relocation of the entrance from 8<sup>th</sup> Street to Constitution Avenue NE. These neighbors are concerned primarily with noise and privacy with the entrance relocation.

In addition, members of the Committee expressed concerns with several of the aesthetics of the building, including the front staircase, which does not seem to be in line with the streetscape, the detail of the front gate, and the narrow side windows.

Mr. Greenfield made a motion that the Committee consider support pending the resolution of these specific concerns:

- Best effort for letters of support from immediate neighbors
- A design meeting prior to the full ANC
- RPP restrictions
- Consideration of other solutions to address parking

Ms. Hudson seconded the motion. The motion was approved 6-0.

3. 1210 Maryland Avenue NE (BZA #19893): Though this was submitted for inclusion on the agenda, no one was in attendance to discuss this topic.
4. 223 9<sup>th</sup> Street NE (HPA#19-064): The developers shared their request for support of historic approval for a three-story addition and renovation to a single-family home.

Extensive outreach has been conducted to neighbors and letters of support were shared from 231 9<sup>th</sup> St NE, 229 9<sup>th</sup> St NE, 225 9<sup>th</sup> St NE, 221 9<sup>th</sup> St NE (the adjacent property), and 219 9<sup>th</sup> St NE.

Mr. Greenfield made a motion to recommend support of this request. Mr. Joyce seconded the motion. The motion was approved 6-0.

### Closing

As no other issues were brought forward for discussion, Mr. Greenfield closed the meeting.

### **Next Scheduled ED&Z Committee Meeting:**

**Wednesday, December 19, 2018**

**7:00 -9:00 pm**

**640 10th Street NE Sherwood Recreation Center, Second (2nd) Floor**



## Committee Reports Economic Development and Zoning Committee



December XX, 2018

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

Re: HPA-19-104 (201 8<sup>th</sup> Street, NE)

Dear Ms. Heath,

At a regularly scheduled and properly noticed meeting<sup>1</sup> on December 13, 2018, our Commission voted X-X-X (with 5 Commissioners required for a quorum) to support the design of the proposed construction of a rear addition to an existing structure in the Capitol Hill Historic District at 201 8<sup>th</sup> 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. The ANC's support is conditional on the developer agreeing to include Residential Parking Permit restrictions into the sales documents for all units.

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](mailto:philanc6a@gmail.com) and Mr. Greenfield can be contacted at [brad.greenfield@gmail.com](mailto:brad.greenfield@gmail.com).

On Behalf of the Commission,

Phil Toomajian  
Chair, Advisory Neighborhood Commission 6A

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<sup>1</sup> ANC 6A meetings are advertised electronically on the [anc6a-announce@yahoogroups.com](mailto:anc6a-announce@yahoogroups.com), [anc-6a@yahoogroups.com](mailto:anc-6a@yahoogroups.com), and [newhilleast@yahoogroups.com](mailto:newhilleast@yahoogroups.com), at [www.anc6a.org](http://www.anc6a.org), and through print advertisements in the Hill Rag.



## Committee Reports Economic Development and Zoning Committee



December XX, 2018

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

Re: HPA-19-064 (223 9<sup>th</sup> Street, NE)

Dear Ms. Heath,

At a regularly scheduled and properly noticed meeting<sup>1</sup> on December 13, 2018, our Commission voted X-X-X (with 5 Commissioners required for a quorum) to support the design of the proposed construction of a rear addition to an existing structure in the Capitol Hill Historic District at 223 9<sup>th</sup> 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](mailto:philanc6a@gmail.com) and Mr. Greenfield can be contacted at [brad.greenfield@gmail.com](mailto:brad.greenfield@gmail.com).

On Behalf of the Commission,

Phil Toomajian  
Chair, Advisory Neighborhood Commission 6A

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<sup>1</sup> ANC 6A meetings are advertised electronically on the [anc6a-announce@yahoogroups.com](mailto:anc6a-announce@yahoogroups.com), [anc-6a@yahoogroups.com](mailto:anc-6a@yahoogroups.com), and [newhilleast@yahoogroups.com](mailto:newhilleast@yahoogroups.com), at [www.anc6a.org](http://www.anc6a.org), and through print advertisements in the Hill Rag.



## New Business



December XX, 2018

Mr. Scott Pearson  
Executive Director  
DC Public Charter School Board  
3333 14th St NW, #210  
Washington, DC 20010

RE: Proposed Revisions to the Advisory Neighborhood Commission Notification Policy

Dear Mr. Pearson:

At a regularly scheduled and properly noticed meeting<sup>1</sup> on December 13, 2018, our Commission voted XX-XX (with 5 Commissioners required for a quorum) to express our concern regarding the DC Public Charter School Board's (DC PCSB) proposed changes to its Advisory Neighborhood Commission (ANC) Notification Policy.

Our concerns hinge on two proposed changes to the existing policy: 1) that notification will be triggered only in the case of those actions that DC PCSB deems to “significantly affect the surrounding community” and 2) that notification occur thirty (30) business days before a public hearing or voting on any such action.

Instead, our Commission recommends that all DC PCSB actions requiring a public hearing or vote trigger notification to the ANC. We consider all of the Charter Amendment Request items listed in the current policy (under Item 2, Approval/Denial of Charter Amendment Requests) to be likely to “significantly affect the surrounding community” and therefore recommend that they be retained.

We also recommend that the DC PCSB consider notification of at least sixty (60) business days prior to a public hearing or vote as the minimum notification period. We believe an extended notification period is necessary to allow Commissioners to adequately review and communicate the proposed changes to our communities.

DC Public and Charter Schools operate in parallel, but not always in coordination. As authorized representatives of our communities, ANCs can help to communicate proposed changes, including the creation of new Charter Schools, Charter Amendment Requests, Renewals, Continuance and Revocations to our residents. ANC meetings are the most accessible means for communities to weigh in on DC PCSB actions: our meetings occur monthly, are publicly and properly noticed and are held in our neighborhoods. While actions may have been deliberated for months by individual charter schools and the DC PCSB, ANC notification may well be the first indication of change to a particular neighborhood. Maintaining the current list of notification triggers and extending the time required for notification will permit our communities to have greater input, involvement and insight into the use of public funds.

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<sup>1</sup> ANC 6A meetings are advertised electronically on the [anc6a-announce@yahoogroups.com](mailto:anc6a-announce@yahoogroups.com), [anc-6a@yahoogroups.com](mailto:anc-6a@yahoogroups.com), and [newhilleast@yahoogroups.com](mailto:newhilleast@yahoogroups.com), at [www.anc6a.org](http://www.anc6a.org), and through print advertisements in the Hill Rag.





## New Business



Thank you giving great weight to the recommendations of ANC6A. Please be advised that Commissioner Amber Gove and I are authorized on behalf of ANC6A for the purposes of this request. I can be contacted at [Philanc6a@gmail.com](mailto:Philanc6a@gmail.com) and Commissioner Gove can be contacted at [Amberanc6a@gmail.com](mailto:Amberanc6a@gmail.com).

On behalf of the Commission,

Phil Toomajian  
Chair, Advisory Neighborhood Commission 6A

cc: Paul Kihn, Acting Deputy Mayor for Education  
David Grosso, Chair, D.C. Council Committee on Education  
Charles Allen, Councilmember, Ward 6, D.C. Council



## New Business



DC  
PUBLIC  
CHARTER  
SCHOOL  
BOARD

Notice of Revisions to the Advisory Neighborhood Commission  
Notification Policy:  
ACTION: Open for Public Comment

PUBLIC COMMENT ACCEPTED UNTIL: **November 19, 2018**

**SUMMARY:** The DC Public Charter School Board (DC PCSB) staff recommends its Board vote to open for public comment DC PCSB's revised Advisory Neighborhood Commission (ANC) Notification Policy.

DC PCSB staff proposes revising this policy to better align with the ANC Notification Act and the School Reform Act. The previous policy erroneously indicated ANCs would be notified 30 business days prior for all actions, instead of distinguishing between those changes that significantly impact neighborhoods and those that do not. Revised policy language accurately aligns DC PCSB's policies with the ANC Act and the D.C. School Reform Act.

### **DATES:**

- Comments must be submitted on or before November 19, 2018.
- Public hearing will be held on Monday, November 19, 2018, at 5:00 pm. For location, please check [www.dcpsb.org](http://www.dcpsb.org).
- Vote will be held on Monday, December 17, at 6:30 pm. For location, please check [www.dcpsb.org](http://www.dcpsb.org).

**ADDRESSES:** You may submit comments, identified by "ANC Notification Policy," by any of the following methods:

1. Submit a written comment via:
  - (a) E-mail\*: [public.comment@dcpsb.org](mailto:public.comment@dcpsb.org)
  - (b) Postal mail\*: Attn: Public Comment, DC Public Charter School Board, 3333 14<sup>th</sup> ST. NW., Suite 210, Washington, DC 20010
  - (c) Hand Delivery/Courier\*: Same as postal address above
2. Sign up to testify in-person at the public hearing on November 19, 2018, by emailing a request to [public.comment@dcpsb.org](mailto:public.comment@dcpsb.org) by no later than 4 p.m. on November 16, 2018.

\*Please select only one of the actions listed above.

**FOR FURTHER INFORMATION CONTACT:** Flor Cabrera, Executive Team Coordinator, at 202-330-4050; email: [fcabrera@dcpsb.org](mailto:fcabrera@dcpsb.org).

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DC PCSB reserves the right, but shall have no obligation, to review, pre-screen, filter, redact, refuse or remove any or all of your submission that it may deem to be inappropriate for publication, such as obscene language.



### DISTRICT OF COLUMBIA PUBLIC CHARTER SCHOOL BOARD

**Charter Actions Requiring a Vote**

- ☐ Approve a Charter Application
- ☐ Approve a Charter Renewal (15 yrs.)
- ☐ Approve Charter Continuance (5 or 10 yrs.)
- ☐ Approve a Charter Amendment Request
- ☐ Approve a Charter Agreement
- ☐ Give a Charter Notice of Concern
- ☐ Lift the Charter Notice of Concern
- ☐ Commence Charter Revocation Proceedings
- ☐ Revoke a Charter
- ☐ Board Action, Other \_\_\_\_\_

**Non-Voting Board Items**

- ☐ Public Hearing Item
- ☐ Discussion Item
- ☐ Read into Record

**Policies**

- ☒ Open a New Policy or Changes to a Policy for Public Comment
- ☐ Approve a New Policy
- ☐ Approve Revisions to an Existing Policy

**PREPARED BY:** Flor Cabrera, Executive Team Coordinator, Finance Operations Strategic Initiatives

**SUBJECT:** Policy Revision – Advisory Neighborhood Commission Notification Policy

**DATE:** October 15, 2018

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**Proposal**

The DC Public Charter School Board (DC PCSB) staff recommends its Board vote to open for public comment DC PCSB's revised [Advisory Neighborhood Commission \(ANC\) Notification Policy](#) (Attachment A). DC PCSB is scheduled to hold a public hearing on this matter on November 19, 2018 and will close the public comment period after the hearing is held. The Board will vote on the proposed revisions on December 17, 2018.

Written comments may be submitted until 5:30 p.m. November 16, 2018 by mail or email to:

DC Public Charter School Board  
3333 14<sup>th</sup> Street NW, Suite 210  
Washington, DC 20010  
[public.comment@dcpcs.org](mailto:public.comment@dcpcs.org)



### Summary of Revisions

DC PCSB staff proposes revising this policy to better align with the ANC Notification Act and the School Reform Act.

| Proposed Revised Policy   | Current Policy   | Notes   |
|---|--|---|
| <p>Pursuant to DC Code § 1-309.10(b), DC PCSB shall notify any and all potentially affected ANCs, as well as the Office of Advisory Neighborhood Commissions, at least 30 business days before holding a public hearing or taking an action (i.e., vote) on any of the following items, which are of significance for neighborhood planning and development. DC PCSB will also publish the notice in the DC Register.</p> <p>Approval/Denial of New Charter Schools: When charter petitions are initially submitted to DC PCSB for consideration, including the dates of the: Public Hearing, Public Meeting at which a vote takes place; When conditionally approved public charter schools request full charter approval, including the dates for the: Public Hearing regarding the school's identified location, Public Meeting at which the vote takes place; Approval/Denial of Charter Amendment Requests: Expand grade levels to be served; Enrollment ceiling; Replication/Operation of additional campus(es); New location or additional facility; Approval/Denial of Charter Renewal; Approval/Denial of Charter Continuation; Approval/Denial of Charter Revocation, including the date of the public hearing</p> <p>Pursuant to DC Code § 38-1802.04(c)(10), DC PCSB shall also notify any and all potentially affected ANCs at least 10 business days before holding a public hearing on a charter amendment request involving a substantive change to a school's: Mission; Goals and student academic achievement expectations; Governance structure.</p> | <p>DC PCSB shall notify any and all potentially affected ANCs 30 business days before holding a public hearing or taking an action (i.e. vote) on any of the following items: Actions that Trigger an ANC Notification: Approval/Denial of New Charter Schools: When charter petitions are initially submitted to PCSB for consideration, including the dates of the: Public Hearing, Public Meeting at which a vote takes place; When conditionally approved public charter schools request full charter approval, including the dates for the: Public Hearing regarding the school's identified location, Public Meeting at which the vote takes place; Approval/Denial of Charter Amendments Requests: Mission or educational philosophy, Curriculum, standards, or assessments, Goals and academic achievement expectations; Expand grade levels to be served, Governance structure; Enrollment ceiling; LEA status for special education; Campus Reconfiguration; Replication/Operation of additional campus(es) (with no changes to grade configuration); New location or additional facility; New campus that is not a replication; Approval/Denial of Charter Renewal; Approval/Denial of Charter Continuation; Approval/Denial of Charter Revocation, including the date of the public hearing.</p> | <p>The proposed revisions better align DC PCSB policy with the ANC Act and the School Reform Act. In accordance with the ANC Act, DC PCSB provides ANCs with 30 business days' prior notice for all actions that are significant for neighborhood planning and development, such as an enrollment ceiling increase or new school location. DC PCSB's current policy does not distinguish between charter amendments that will significantly affect the surrounding community and those that relate to internal school policies and procedures, such as a school's goals or mission statement. DC PCSB rarely, if ever, receives public comments from ANCs on these internal changes because they do not significantly impact the surrounding neighborhood. The proposed revisions add this distinction.</p> |



| Proposed Revised Policy  | Current Policy | Notes  |
|--|----------------|--|
| <p>As it deliberates on the above items, the DC PCSB Board shall give great weight to the issues and concerns raised in any recommendations submitted by ANCs in response to the notice.</p> <p>In the event that DC PCSB is unable to provide 30 business days' notice due to an emergency or for other good cause, DC PCSB shall provide notice by mail to the Commissioner representing the affected single-member district, and such notice shall contain an explanation of the cause.</p> | N/A            | DC PCSB gives great weight to ANC recommendations and comments. This policy change reflects this practice. DC PCSB is also including guidelines for rare instances where an emergency or other good cause prevents us from providing 30 business days' notice. |

### **Policy Background**

The DC Code requires the DC Public Charter School Board ("DC PCSB") to notify Advisory Neighborhood Commissions ("ANCs") of proposed actions that will impact their respective neighborhood, as well as when public charter schools make certain changes to their charter agreements. Relevant DC Codes include: §§ 1-309.10(b), 2-576 (l), 38-1802.04(c)(10).

The previous policy erroneously indicated ANCs would be notified 30 business days prior for all actions, instead of distinguishing between those changes that significantly impact neighborhoods and those that do not. Revised policy language accurately aligns DC PCSB's policies with the ANC Act and the D.C. School Reform Act. DC PCSB makes every effort to notify ANCs as soon as documentation is available and puts all meetings and available documents on our website in advance of all public hearings and meetings.

### **Attachments (separate document)**

Attachment A: Revised Redlined Advisory Neighborhood Commission (ANC) Policy

|  |
|--|
| Date: _____  |
| DC PCSB Action: _____Approved _____Approved with Changes _____Rejected |
| Changes to the Original Proposal:                                      |
| _____  |
| _____  |
| _____  |
| Signature: _____   |





## Attachment A

|  |  |
|--|--|
| POLICY TITLE: ANC Notification Guidelines      |  |
|  |  |
| ADOPTION/EFFECTIVE DATE:<br>September 30, 2011 | MOST RECENTLY UPDATED:<br><u>October 26, 2015</u><br><u>December 19, 2016</u><br><u>October 17, 2018</u> |
|  |  |

### **PURPOSE**

The DC Code requires the DC Public Charter School Board ("DC PCSB") to notify Advisory Neighborhood Commissions ("ANCs") of proposed actions that will impact their respective neighborhood, as well as when public charter schools make certain changes to their charter agreements. Relevant DC Codes include: §§ 1-309.10-(b), 2-576-(1), 38-1802.04(c)(10).

### **POLICY**

~~DC PCSB shall notify any potentially affected ANCs 10 business days (per §38-1802.04(c)(10) before holding a public hearing on a substantial change to revise the charter:~~

- ~~1. Mission and Goals~~
- ~~1. Governance structure~~

Pursuant to DC Code § 1-309.10(b), DC PCSB shall notify any and all potentially affected ANCs, as well as the Office of Advisory Neighborhood Commissions, at least 30 business days (per § 1-309.10 (b), 2-576 (1), before holding a public hearing or taking an action (i.e., vote) on any of the following items, which are of significance for neighborhood planning and development: DC PCSB will also publish the notice in the DC Register.

### **Actions that Trigger an ANC Notification:**

1. Approval/Denial of New Charter Schools
  1. When charter petitions are initially submitted to DC PCSB for consideration, including the dates of the:
    1. Public Hearing





2. Public Meeting at which a vote takes place
2. When conditionally approved public charter schools request full charter approval, including the dates for the:
  1. Public Hearing regarding the school's identified location
  2. Public Meeting at which the vote takes place
2. Approval/Denial of Charter Amendments Requests:
  1. ~~Mission or educational philosophy;~~
  2. ~~Curriculum, standards, or assessments~~
  3. ~~Goals and academic achievement expectations;~~
  - 4.1. ~~Expand grade levels to be served;~~
  5. ~~Governance structure;~~
  - 6.2. ~~Enrollment ceiling;~~
  7. ~~LEA status for special education;~~
  8. ~~Campus Reconfiguration;~~
  - 9.3. ~~Replication/Operation of additional campus(es); (with no changes to grade configuration)~~
  - 10.4. ~~New location or additional facility;~~
  11. ~~New campus that is not a replication~~
3. Approval/Denial of Charter Renewal
4. Approval/Denial of Charter Continuance
5. Approval/Denial of Charter Revocation, including the date of the public hearing

As it deliberates on the above items, the DC PCSB Board shall give great weight to the issues and concerns raised in any recommendations submitted by ANCs in response to the notice.

In the event that DC PCSB is unable to provide 30 business days' notice due to an emergency or for other good cause, DC PCSB shall provide notice by mail to the Commissioner representing the affected single-member district, and such notice shall contain an explanation of the cause.

Pursuant to DC Code § 38-1802.04(c)(10), DC PCSB shall also notify any and all potentially affected ANCs at least 10 business days (per §38-1802.04(c)(10)) before holding a public hearing on a charter amendment request involving a substantive change to revise the charter a school's:

1. Mission; and
2. Goals and student academic achievement expectations;
3. Governance structure



## New Business



DC PCSB will also publish the notice in the DC Register.

Board Approval Acknowledged by:

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~~Darren Woodruff~~Rick Cruz  
DC PCSB Board Chair

**Disclaimer:** This publication is designed to provide information on the subject matter covered. It is distributed with the understanding that the publisher is not engaged in rendering legal, accounting or other professional services. Readers will be responsible for obtaining independent advice before acting on any information contained in or in connection with this policy.



## New Business



December XX, 2018

Mr. Philip Agar  
Permit Coordinator and Junior Project Manager  
100 M Street SE, Suite 620  
Washington, DC 20003

RE: Permit #AH1900040

Dear Mr. Agar:

At a regularly scheduled and properly noticed meeting<sup>1</sup> on December 13, 2018, our Commission voted XX-XX (with 5 Commissioners required for a quorum) to express our support for the above referenced after-hours permit request from MCN Build and its subcontractors to operate from 7:00 am to 9:00 pm at the Maury Elementary School (1250 Constitution Ave NE) site on the following dates:

- Wednesday December 12, 2018 (12/19/18)
- Thursday, December 20, 2018 (12/20/18)

Please be advised that Commissioner Amber Gove and I are authorized on behalf of ANC6A for the purposes of this request. I can be contacted at [Philanc6a@gmail.com](mailto:Philanc6a@gmail.com) and Commissioner Gove can be contacted at [Amberanc6a@gmail.com](mailto:Amberanc6a@gmail.com).

On behalf of the Commission,

Phil Toomajian  
Chair, Advisory Neighborhood Commission 6A

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<sup>1</sup> ANC 6A meetings are advertised electronically on the [anc6a-announce@yahoogroups.com](mailto:anc6a-announce@yahoogroups.com), [anc-6a@yahoogroups.com](mailto:anc-6a@yahoogroups.com), and [newhilleast@yahoogroups.com](mailto:newhilleast@yahoogroups.com), at [www.anc6a.org](http://www.anc6a.org), and through print advertisements in the Hill Rag.