

### District of Columbia Government Advisory Neighborhood Commission 6A Agenda for December 9, 2021



Second (2<sup>nd</sup>) Thursday) at 7:00 pm Virtual Meeting via Zoom

For those attending via Zoom: use this link: https://us06web.zoom.us/j/84519115863

Call-in Number: 1 301 715 8592
Webinar ID (access code): 845 1911 5863
One tap mobile: +13017158592,,84519115863#

Public Meeting - All are welcome.

7:00 pm Call to order

7:02 pm Approve Previous Meeting's Minutes, Adopt Agenda

#### 7:05 pm **Community Presentations**

- DC Department of Behavioral Health (DBH): Update on DBH's Covid 19 response related to increased Pandemic-related Depression, Suicide Prevention and Gun Violence Trauma impacting our City's youth - Lanada Williams, Program Coordinator, Community Services Administration and Patricia Thompson, Ombudsman Program Officer
- Redistricting Declan Falls, Community Outreach Specialist, Office of DC Council Chairman Phil Mendelson
   Suggested motion: ANC 6A send a letter to DC Councilmembers and the Committee of

the Whole reiterating ANC 6A's December 2, 2021 recommendations for a redistricting map to keep all of ANC 6A within Ward 6, in light of the Committee of the Whole's recommended map. (Alcorn).

#### 7:45 pm Officer Reports

pg. 40

1. Accept Treasurer's Report

#### 7:50 pm Community Outreach (COC)

pg. 41

- 1. Accept November 2021 committee report.
- 2. **Recommendation:** ANC6A approve a grant in the amount of \$3,000 to Christ City Church to provide 150 \$20.00 gift certificates for families who live in ANC 6A to secure food for the holiday season.
- 3. **Recommendation:** That the 2021 draft of the revised ANC 6A Bylaws and the newly developed Standard Operating Procedures and Codes of Conduct be sent to ANC 6A for adoption.
- 4. Next meeting 7:00 pm, December 13, 2021 (2<sup>nd</sup> Monday; usually 4<sup>th</sup> Monday)

#### 8:00 pm Alcoholic Beverage Licensing (ABL)

pg. 74

- 1. Accept November 2021 committee report.
- 2. **Recommendation:** ANC 6A protest the application of Thompson Retail Group, LLC, t/a Milk & Honey, at 1116 H St. NE (ABRA #119672) for a Class C Restaurant License unless a Settlement Agreement is finalized prior to the protest deadline and that the Co-Chairs of the Alcoholic Beverage Licensing Committee as well as the Chair and Vice-Chair of the ANC be authorized to represent the ANC in this matter.



### District of Columbia Government Advisory Neighborhood Commission 6A Agenda for December 9, 2021



- 3. **Recommendation:** ANC 6A write a letter of support to ABRA for the Stipulated License application of Thompson Retail Group, LLC t/a Milk & Honey's application in the event that a Settlement Agreement is finalized prior to the protest deadline.
- 4. **Suggested Motion:** ANC 6A approve the appointment of lan Stanford as ABL Co-Chair.
- 5. Next meeting 7:00 pm, December 28, 2021 (4th Tuesday)

#### 8:10 pm Transportation and Public Space (TPS)

pg. 84

- 1. Accept November 2021 committee report.
- 2. Next meeting 7:00 pm, December 14, 2021 (2<sup>nd</sup> Tuesday; usually 3<sup>rd</sup> Monday)

#### 8:15 pm **Economic Development and Zoning (EDZ)**

pg. 99

- 1. Accept November 2021 committee report.
- 2. **Recommendation:** ANC 6A send a letter of support to HPRB for the proposed construction of a two-story accessory building at the rear of the property that will not increase the number of dwelling units at 820 Constitution Avenue, NE (HPRB Case #22-036). HPRB Case scheduled for 12/16/2021.
- 3. **Recommendation:** ANC 6A send a letter of support to BZA for special exception zoning relief pursuant to Subtitle E § 5201 and Subtitle X § 901.2 from the rear yard requirements of Subtitle E § 306.1, and an area variance pursuant to Subtitle X § 1002 from the lot occupancy requirements of Subtitle E § 304.1, to construct a 2-story rear deck on the rear of their existing single-family rowhome in the RF-1 Zone at 628 9th Street, NE (BZA Case# 20651) on condition that the lot occupancy remains at the same level as is included in the plans submitted (81.5%). BZA Case scheduled for 3/23/2022.
- 4. Next meeting 7:00 pm, December 15, 2021 (3<sup>rd</sup> Wednesday)
- 8:30 pm New Business
- 8:35 pm Single Member District reports (1 minute each)
- 8:50 pm Community Comments (2 minutes each)
- 9:00 pm **Adjourn**





# Advisory Neighborhood Commission (ANC) 6A Minutes Zoom Meeting November 10, 2021

**Present:** Commissioners Amber Gove (Chair), Brian Alcorn, Robb Dooling, Keya Chatterjee, Sondra Philips-Gilbert, Laura Gentile, Phil Toomajian, and Mike Soderman.

The meeting convened virtually via Zoom at 7:00 pm.

Commissioner Amber Gove called the meeting to order and announced the presence of a quorum. The minutes for the ANC October 2021 meeting were accepted, and the agenda for the October 2021 meeting was accepted by unanimous consent.

#### **Community Presentations:**

### Department of Parks and Recreation (DPR) Update on Fall Activities and the Ready to Play Strategic Plan Process - Christopher Dyer, Community Engagement Manager

DPR's Community Engagement Manager Christopher Dyer presented on DPR, which is the #1 ranked park system in the country and hosts programming and events year-round in 244 sites across all 8 Wards. Sherwood, Lovejoy, Kingman, and Rosedale parks are all in ANC6A in addition to several pocket parks. DPR offers both virtual and in-person programming and winter programs launched on 11/8; these include cultural arts, sports and fitness, and social recreation with some geared specifically to seniors. Anyone interested can visit <a href="http://dprprograms.com">http://dprprograms.com</a> for additional information or to register for a program. DPR also issues permits to host organized activities for 10+ participants; more information at <a href="http://dpr.dc.gov/permits">http://dpr.dc.gov/permits</a> or (202) 673-7647. Mr. Dyer also provided an updated on Ready2Play, noting that community feedback is needed on the draft of 4 goals, 13 strategies, and 85 specific actions; the draft will be released in early 2022 and dictates development across the city for the next 20 years. Mr. Dyer reminded community members that off-leash dogs are only permitted in designated facilities and listed several prohibited activities including bonfires, open flames, consumption of alcohol, and smoking. DPR will be adding "no smoking" signs on the G St side of Sherwood and will be following up on the installation timeline of these signs and some other maintenance requests with Commissioner Phil Toomajian. For any DPR-related needs, contact Mr. Dyer at Christopher.dyer[at]dc.gov (202)702-9453.

#### DC Redistricting Process - DC Councilmember-at-Large Elissa Silverman

Councilmember-at-Large Elissa Silverman gave an update on redistricting, including an update on the three chosen maps the DC Council is gathering input on. The three maps were chosen from 200+ submitted maps and have been released publicly. The Commissioners noted that all three proposed maps would put a portion of this commission area into Ward 7. Ms. Silverman recognized how active this community has been throughout the process, which has included 11 hearings and more than 150 testimonials. From here, the Subcommittee will receive input from all affected Councilmembers, review gathered testimonials, and work to make one map that reflects the public's desires and adheres to the law and redistricting principles. The Subcommittee vote on a final map will happen by November 18, 2021, then move to the Committee of the Whole with two legislative votes on December 7 and December 21, 2021. Ms. Silverman addressed a few common concerns including parking and police districts; written into the bill is that parking will remain the same - current Residential Parking Permit (RPP) stickers will remain in effect after boundaries are redrawn. Police districts also will not change, and neither will school boundaries. The main principles the subcommittee considers in redistricting are equal representation in all Wards and not diluting the voices of Black residents, compact and contiguous boundaries, and keeping communities of interest together. Several Commissioners and community





members stated that the proposed maps go against these principles, specifically that they will decrease equality and the number of Black constituents in Ward 6 and that communities of interest, like Capitol Hill neighborhoods and 15<sup>th</sup> Street, will be broken up. Many alternatives were proposed, including more holistic approaches to changes across all Wards and pushing the western boundary of Ward 6. More redistricting and demographic information can be found at https://www.elissasilverman.com/redistricting

#### **New Business:**

- 1. Commissioner Brian Alcorn moved and Commissioner Sondra Philips-Gilbert seconded the motion ANC 6A send a letter to the DC Council Redistricting Committee requesting that the Committee ensure that the current ANC6A boundaries are retained in the Redistricting Process, and that ANC 6A remain a part of Ward 6. The recommendation includes in Ward 6 the geographies that are currently covered in 6A07, 6A08, 6B9, and 6B10 which would all be moved to Ward 7 in maps 1 and 2; it also includes 7D01 which was redistricted 20 years ago and removed from Ward 6. The letter contains multiple statements of reason, positive impacts toward neighborhood cohesiveness and natural geography, and respect for political geography. A demographic number on page 37 is wrong, and should be 5,584. The motion passed 8-0.
- 2. Commissioner Mike Soderman moved and Commissioner Keya Chatterjee seconded the motion that ANC 6A send a letter to the Chair of the DC Council Committee on Health, the Director of the DC Department of Health Care Finance and the Director of the DC Department of Behavioral Health in support for bridge funding for DC Mental Health Access in Pediatrics. Dr. Ellie Hamburger, a primary care pediatrician, spoke about the need for the program as pediatricians are not usually trained in mental health and rely on DC MAP to provide psychiatric help to patients who need it. Commissioner Chatterjee offered a friendly amendment of including the importance of this program specifically to Black youth and for preventing gun violence. The motion passed as amended 8-0.

#### Officer Reports:

1. The November 2021 Treasurer's report by Commissioner Alcorn reviewed the 4 expenditures accrued in October: \$250.00 for October meeting minutes, \$765.89 for webmaster services, \$58.29 for Zoom Pro/Webinar for each month (Checks #1991-1993) and \$48.27 for check printing. The ANC received the Q4 OANC allotment of \$5,445.56 and had \$1,024.18 in uncashed checks (Checks #1988-1990) and \$176.00 in a cashed check (Check #1987). The opening uncommitted funds available were \$34,419.94 and after these disbursements totaling \$1,122.45, the credit and the cashed and uncashed checks, the closing uncommitted funds are \$37,542.87. The savings account opened at \$100.05, gained no interest, and closed at \$100.05. The Treasurer's report was approved by unanimous consent without objection.

### Standing Committee Reports:

#### **Community Outreach**

- 1. The October 2021 committee report was approved by unanimous consent.
- 2. Next meeting 7:00 pm, November 29, 2021 (5<sup>th</sup> Monday; usually 4<sup>th</sup> Monday). The meeting will include a community discussion of 2021 draft of ANC 6A Bylaws.

### **Alcohol Beverage Licensing**

- 1. No report. ABL did not meet in October 2021.
- 2. Next meeting 7:00 pm, November 22, 2021 (4th Tuesday)

#### Transportation and Public Space

1. The October 2021 committee report were approved by unanimous consent.





- 2. The Committee recommended and Commissioner Chatterjee seconded the motion that ANC 6A send a letter to DDOT expressing the need for expansion of electric vehicle charging throughout the District; urging both public and private solutions to electric vehicle charging for residents without off-street parking, including measures to facilitate extending charging cables from residences to the curb, with all due consideration for safety and ADA compliance. Commissioners Robb Dooling and Soderman suggested blocks in their SMDs for installation of charging stations. The motion passed 8-0.
- 3. The Committee recommended and Commissioner Laura Gentile seconded the motion that ANC 6A send a letter to DDOT supporting TSA 21-00448727 for the 300 block of 18th Street NE, including consideration of speed humps and raised crosswalks. The motion passed 8-0.
- 4. The Committee recommended and Commissioner Philips-Gilbert seconded the motion that ANC 6A send a letter to DDOT supporting TSAs 21-00428331 & 21-00428369 for the 1500-1900 blocks of Benning Road NE, including a full traffic safety investigation; consideration of speed humps, raised crosswalks, signal timing, and all other traffic calming measures; and that DDOT consider extending the planned H Street dedicated bus lanes to this corridor as a traffic calming measure as well as to improve transit. Commissioner Gove will add to the letter that this is a shared space with 5D and 7D and hopes that DDOT consider them as well. The motion passed 8-0.
- 5. The Committee recommended and Commissioner Gentile seconded the motion that ANC 6A send a letter to DDOT requesting that 20 MPH speed limit signs be placed on all collector streets in ANC6A that do not yet have signs. The Commissioners will identify all such areas in their SMDs and compile a list. The motion passed 8-0.
- 6. The Committee recommended and Commissioner Toomajian seconded the motion that ANC 6A send a letter to DDOT requesting the installation of a contraflow bike lane on the 1100 block of F Street NE. The motion passed 8-0.
- 7. The Committee recommended and Commissioner Chatterjee seconded the motion that ANC 6A send a letter to DDOT supporting TSA 21-00119585 for the intersection of 13th Street NE and Wylie Street NE, including installation of raised crosswalks for the entire intersection. The motion passed 8-0.
- 8. Next meeting 7:00 pm, November 15, 2021 (3rd Monday)

#### **Economic Development and Zoning**

- 1. The October 2021 committee report was approved by unanimous consent.
- 2. The Committee recommended and Commissioner Soderman seconded the motion that ANC 6A send a letter of support to BZA for a special exception from the rooftop and upper floor requirements of Subtitle E § 206.1 to construct a third story addition to an existing, attached, two-story with cellar, principal dwelling unit at 327 Tennessee Avenue, NE (BZA Case #20607) with the caveat that the owners make best efforts to get letters of support from the neighbors at 324, 326 and 328 14th Street. (Hearing scheduled for 02/02/2022) The property owners reported 7 letters of enthusiastic support from neighbors. The motion passed 8-0.
- 3. Next meeting 7:00 pm, November 17, 2021 (3rd Wednesday)

#### Ad Hoc By Laws Committee

1. No report. BLC did not meet in October 2021.

#### **Single Member District reports**

Commissioner Toomajian (6A02) reported that the promise of speedbump installation at 8<sup>th</sup> and F Streets and 8<sup>th</sup> and G Streets did not come to fruition. The vaccine is now available for children 5-11 nationwide and there are a variety of ways and locations people can receive it such as at the DC Health-hosted clinic at Payne Elementary.





Commissioner Dooling (6A06) is working with Councilmember Allen and the Department of Health on a problem near Chick-Fil-A and is grateful to neighbors that have submitted related 311 requests. Atlas Theater is hosting a performance of BIPOC deaf individuals December 2-12, more information at <a href="www.atlasarts.org">www.atlasarts.org</a>. The Commissioner reminded everyone that community members can submit redistricting testimony until November 12, 2021 and urges the community to speak to the unique characteristics of 15th Street and why it is important to keep the area united.

Commissioner Chatterjee (6A01) reported a few successes in getting speed bumps and raised cross walks. There have been 3 shootings - 3 nights in a row - one at 12<sup>th</sup> and H Streets in a drive-by, and 25 rounds shot on 13<sup>th</sup> Street and Florida Avenue. There is continued concern about 1200 K Street NE, which is occupied by people receiving vouchers but has not been inspected for compliance and has no locks on the door. The Commissioner would like to send a letter to housing services to ensure compliance. The Commissioner a great meeting with owner of The Pug about the potential of getting a bus lane on H Street and they will be gathering H St business leaders on December 7, 2021 in person at The Pug.

Commissioner Soderman (6A03) noted that there are higher than usual amounts of thefts and suggests that community members find safe package drop off locations. Multiple constituents are reaching out about traffic calming, including the 200 block of 10<sup>th</sup> Street which was supposed to receive a second speed hump; the goal is to have raised crosswalks and speed humps on every block requested by the community.

Commissioner Gentile (6A05) has submitted requests for improvement at Kingman dog park and will follow up with Mr. Dyer. The Commissioner walked around the neighborhood with MOCRS to identify traffic issues needing addressing; she saw speeding on 14th Street and will try to get a stop sign in that vicinity. There is an abandoned car on the 400 block of 15th Street for which a constituent has submitted two (2) 311 tickets. Finally, the Commissioner reported several trash cans full of household trash.

Commissioner Gove (6A04) will send contact information for the booting and towing contact person to Commissioner Gentile. The Commissioner is working with Maury and the community on holding parking spots at Maury for teachers. The Commissioner has also been in contact with Events DC who plan to include dog amenities at the Fields at RFK in the following fiscal year.

Commissioner Philips-Gilbert (6A07) testified on November 3 and 5, 2021 and met with Will Handsfield from DDOT to discuss the E Street roundabout. They walked other streets in her SMD that have been submitted in TSAs. The Commissioner is also addressing illegal vending and abandoned cars, noting a black truck on 18th Street. The Commissioner met with the new Rosedale Center community manager, discussed Christmas basket details, and will walk the Center to note needed repairs.

Commissioner Alcorn (6A08) thanks community members for their honest interest in redistricting and appreciates their feedback. The Commissioner recognizes residents in 18<sup>th</sup> and D Street area for getting a community settlement with Master Liquor as issues over security and parking were amicably resolved.

#### **Community Comments**

COC Chair Roni Hollmon reminded the ANC to have contingency plans for committees in the case of redistricting.

The meeting adjourned at 9:47 pm.





# Advisory Neighborhood Commission (ANC) 6A Special Meeting on Redistricting Minutes Zoom Meeting December 2, 2021

**Present:** Commissioners Amber Gove (Chair), Brian Alcorn, Robb Dooling, Sondra Philips-Gilbert, Laura Gentile, Phil Toomajian, and Mike Soderman.

The meeting convened virtually via Zoom at 7:00 pm.

Commissioner Amber Gove called the meeting to order and announced the presence of a quorum. The agenda for the Special Meeting on Redistricting was accepted by unanimous consent.

#### **New Business:**

Commissioner Brian Alcorn moved and Commissioner Laura Gentile seconded the motion that ANC 6A send a letter to all DC Councilmembers in response to the Redistricting Subcommittee's map proposal and report.

Commissioner Alcorn recognized the difficulty of redistricting and Councilmembers Silverman, Henderson, and Bonds for keeping so many competing priorities in mind throughout the process. However, the map proposed by the subcommittee does not meet the six guiding principles of redistricting and fails ANC 6A08, ANC 6A, and Capitol Hill as a whole. While the ANC unanimously agreed in its November meeting that all of Capitol Hill should remain in Ward 6, the proposed map reassigns roughly 7,500 Capitol Hill residents to Ward 7 and draws an arbitrary line on 15th Street NE and SE. The proposed map may be minorly tweaked but not wholly adjusted, therefore Commissioner Alcorn urges all ANC 6A Commissioners to turn to more temperate and practical solutions that still bring equality to and resonate with their constituents. Among these recommendations is adjusting the border between Wards 6 and 7 southward to keep all of ANC 6A within Ward 6. The current proposed border along 15th Street not only splits a community of interest but is geographically illogical and crosses a census tract, failing three redistricting principles. The recommended redrawn boundary should be either East Capitol Street SE or Independence Avenue SE, as these provide more natural boundaries than 15th Street. While one of ANC 6A's proposals reunifying Kingman park wholly in Ward 6 - is represented in the proposed map, Commissioner Alcorn argued that the exchange of Kingman Park residents, some of whom do not want to rejoin Ward 6, for 1,1100+ ANC 6A08 residents is unnecessary and volatile. These recommendations allow Capitol Hill residents who attend Maury Elementary, Miner Elementary, Eliot-Hine Middle, and Eastern High to share the same State Board of Education member, providing more stability to students and their families throughout the different stages of education. Commissioners Sondra Philips-Gilbert, Phil Toomajian, and Mike Soderman voiced strong support for these recommendations and gratitude for all Commissioners and community members for their continued involvement. The motion passed 7-0.

#### **Community Comments**

Several community members expressed their gratitude to the Commission for their continued work in voicing community interests to the Subcommittee. Chris Downie articulated concerns about residential and retail zoning and how new residential properties will further change the populations of Wards 6 and 7.

The meeting adjourned at 7:27 pm.



# Advisory Neighborhood Commission 6A Community Presentations









District of Columbia Government Advisory Neighborhood Commission 6A PO Box 15020 Washington, DC 20003



December 3, 2021

#### Via email to:

Chairperson Phil Mendelson Councilmember Elissa Silverman Councilmember Anita Bonds Councilmember Christina Henderson Councilmember Kenyan R. McDuffie Councilmember Robert C. White Councilmember Brianne Nadeau
Councilmember Brooke Pinto
Councilmember Mary M. Cheh
Councilmember Janeese Lewis George
Councilmember Charles Allen
Councilmember Vincent C. Gray
Councilmember Trayon White, Sr.

Re: ANC 6A's Comments and Recommendations regarding the Ward Redistricting Amendment Act of 2021

#### Dear Councilmembers.

At a regularly scheduled and properly noticed meeting on December 2, 2021, our Commission voted 7-0-0 (with 5 Commissioners required for a quorum) to send the following comments and recommendations regarding the Ward Redistricting Amendment Act of 2021 ("Proposed Map").

We appreciate the difficult and thankless work of the Subcommittee, reiterate our support for all District residents, no matter their ward boundaries, and reject the divisive, classist, and racist language that has characterized some of the redistricting discussions. We recognize that the Council is required by law to draw new boundaries and must do so in a way that does not have the purpose and effect of diluting the voting strength of minority residents. We also appreciate that the Subcommittee took "seriously the requirement to keep communities of interest together, to preserve their electoral voice" as "the primary impact of changing ward boundaries is on voting representation" — "which councilmember, State Board of Education member, or Advisory Neighborhood Commissioner a resident can vote for."

1

<sup>&</sup>lt;sup>1</sup> ANC 6A meetings are advertised electronically on, anc- 6a@googlegroups.com, and newhilleast@groups.io, at www.anc6a.org, on Twitter (@ANC6A) and through print advertisements in the Hill Rag.

<sup>&</sup>lt;sup>2</sup> Subcommittee on Redistricting Report on B24-371, "Ward Redistricting Amendment Act of 2021" ("Subcommittee's Report").





Nevertheless, while the Subcommittee's proposal attempted to meet the six guiding redistricting principles,<sup>3</sup> ANC 6A opposes the Proposed Map in its current form; the Proposed Map fails to meet the needs of our ANC 6A constituents (and what we understand are the purported needs of many of our current ANC 6B and Ward 7 neighbors). The Proposed Map:

- (1) Reassigns about 7,500 Capitol Hill residents to Ward 7, separating them from the rest of that ward by the Anacostia River. In doing so, the Proposed Map removes over 6,400 Capitol Hill residents from ANC 6B and oddly splits ANC 6A08 between Wards 6 and 7; as proposed, 1,178 of the residents of ANC 6A08 would remain in Ward 6, yet 1,181 residents of that single member district will be moved to Ward 7.
- (2) Draws an arbitrary line through the middle of 15th Street, ignoring any natural boundary.

As a result, the Proposed Map fails our constituents by creating a geographically nonsensical area, ignoring the identifiable neighborhood of Capitol Hill, and making an unnecessary change by adding 1,865 residents of Kingman Park back into Ward 6 at the expense of 1,181 current Ward 6 residents from ANC 6A.

We, therefore, recommend that the Council amend the Proposed Map to:

- (1) Retain all parts of ANC 6A within Ward 6; and
- (2) Return ANC 7D01 (Kingman Park) to Ward 7 (maintaining the Ward 6/7 boundary established following the 2000 Census), if it is mathematically impossible to configure the Ward 6 map otherwise.
- A. The Proposed Map Fails to Meet the Redistricting Principles with respect to ANC 6A Constituents and Many of Our Neighbors in ANCs 6B and 7D01 as Capitol Hill is a Community of Interest that Should Not Be Divided.

First and foremost, the Proposed Map does not meet the needs of our ANC 6A constituents, and our Ward 6 and 7 neighbors throughout Capitol Hill, as it fails to respect the Capitol Hill neighborhood as a community of interest. Just as the Proposed Map keeps all of the Southwest Waterfront neighborhood and all of the Navy Yard neighborhood as cohesive neighborhoods within their respective new wards, the map adopted by the Council should treat Capitol Hill as one. "Capitol Hill is a 'city within the city" with true boundaries that create a cohesive neighborhood. It was for these reasons that we submitted a letter outlining our concerns to the

<sup>&</sup>lt;sup>3</sup> See <u>Subcommittee's Report outlining</u> equal representation; racially equitable; compact and contiguous; communities of interest kept together; whole census tracts; and ward continuity and stability as guiding principles for the Subcommittee's redistricting efforts.

<sup>&</sup>lt;sup>4</sup> <u>District Elements Volume II Chapter 15 April 8 2011.pdf (dc.gov)</u>. As this Commission has pointed out previously, the D.C. Office of Planning states that: "Capitol Hill is 'bounded on the west by Central Washington and on the south by the Anacostia Waterfront. ... The community has well defined physical boundaries that enhance its sense of identity. Its neighborhoods are united by history, architectural tradition and relatively consistent urban form, including a system of grid and diagonal streets that has remained faithful to the 1791 L'Enfant Plan for Washington. Much of the community has the feel of a small historic town, with block upon block of attractive late 19th century and early 20th century row houses, well-maintained public spaces, historic schoolhouses and corner stores, rear yard alleys, and traditional neighborhood shopping districts. The community's attractive housing stock, living history,





Subcommittee. As it turns out, this ANC was the only Advisory Neighborhood Commission to officially submit a map.

The Subcommittee Report states that it could not support ANC 6A's proposal to keep the Capitol Hill community intact within Ward 6 and keep the Southwest Waterfront and Navy Yard communities intact, moving them into Ward 8, as its proposal "would significantly dilute the minority vote power in Ward 8." As volunteer Commissioners without staff, we admit that we are neither data experts, nor that our proposal was the only proposal that could or should be followed. In fact, we encouraged the Subcommittee to simply adopt our map *or something similar* to unify and maintain the Capitol Hill element.

Unfortunately, the natural result of the Subcommittee's decision not to redraw all the wards across the city (but instead is focused only on primarily shifting Ward 6's increased population into the lesser populated Wards 7 and 8) is that between 17,000-18,000 of Ward 6 residents, who, according to the 2020 Census, are 67% white, will be moved into the primarily black Wards of 7 and 8. Based on the data in the mapping tool, ANC 6A's proposal increased the number of white residents in a re-drawn Ward 8 by 14,453; the proportion of the minority (non-white) resident population for Ward 8 would have still been at about 80% (or 70% black). We had hoped that this proposed significant percentage of majority minority voters would have the impact of not diluting an already strong minority population. We are also hopeful that the Council's laudable efforts to improve voter accessibility will bear fruit and increase voter participation for current Ward 8 residents.

low scale, and proximity to the U.S. Capitol make "the Hill" one of the District's most celebrated and attractive communities." See ANC 6A 2021 Redistricting Letter referencing District Elements\_Volume II\_Chapter 15\_April 8 2011.pdf (dc.gov).

As previously outlined by this Commission, a map that keeps Capitol Hill — from the Capitol Building to the Anacostia River — intact, within one ward respects the public policy considerations of neighborhood cohesiveness, natural geography, and political geography in furtherance of administrative efficiency. Such a map values the real, well-defined natural barrier of the Anacostia River, and by extension, the unpopulated, federal reservation that houses RFK Stadium, and its vast parking lots. Such a map also values the fabric of the entire Capitol Hill neighborhood. The present, existing Ward 6 boundaries encompass this neighborhood in a geographically compact and contiguous area (with the exception of the Kingman Park area that was annexed to Ward 7 in 2000). An arbitrary north-south dividing line along 15th Street severs this unified, continuous residential area that is tightly knit, indistinguishable on scale or quality on either side, and geographically divided from Ward 7 by the Anacostia River and Interstate 295/Anacostia Freeway.

<sup>&</sup>lt;sup>5</sup> In contrast, ANC 6A's proposal attempted to keep some diversity within Ward 6 — more diversity than was proposed by <u>all three Discussion Maps</u>; white residents would have made up about 56% of Ward 6 with minority (non-white) residents making almost 45% of the total residents in the newly drawn ward. This proposal would have actually increased the total percentage of minority (non-white) residents in the ward (an increase of about 1%) in comparison to the current census data, which showed that in 2020 white residents make up 57% of Ward 6 with minority (non-white) residents making up 43% of the ward.





We feel the Subcommittee's pain in this regard as the Proposed Map is being summarially criticized (even by us herein), and we, like you, need to take a now tempered and practical new look at the situation and the implications of each map version. We, therefore, recommend that the Council amend the Proposed Map as described below (or something similar). In doing so, we continue to recognize that we do not have access to the full suite of data tools and information the Council has and it is not our intent to divide communities or dilute minority voting.

#### B. All of ANC 6A Should Remain in Ward 6.

This Commission very much appreciates that the Proposed Map retains much of ANC 6A within Ward 6. However, the Proposed Map did not go far enough, and in fact, does harm to our constituents. According to the Subcommittee's report:

"The Subcommittee heard from many Hill East residents in opposition to moving the Ward 7 border to 15th Street, and many argued that all of Hill East should stay in Ward 6. ... Most of Capitol Hill has been in Ward 6 since the beginning of Home Rule in 1975. There is little economic activity on Capitol Hill east of 8th Street, outside of the H Street NE corridor, though some retail, restaurants, and other economic activity have been growing eastward. Many residents travel west for work, entertainment, school, and shopping."

Yet, the Proposed Map cuts ANC 6A08 residents off from the rest of ANC 6 by creating an arbitrary line up 15<sup>th</sup> Street NE/SE (referred herein as "15<sup>th</sup> Street"). Like Kingman Park since the 2000 Census, these residents will be "like an island apart from the rest of the ward."

#### 1. The Proposed Map's Boundaries are Not Geographically Sensible.

Frankly, there is no logic in a border between wards drawn up 15th Street. This arbitrary line ignores any natural boundary, thereby creating a geographically nonsensical boundary. 15th Street is not a natural east-west dividing line. It does not provide a divide between police districts, school districts, or zip code. 15th Street is not a busy multi-lane thoroughfare, but rather a one lane, one-way street. There is no difference between the east and west sides of 15th Street — both sides are overwhelmingly residential, with similar architecture. Nor does this arbitrary line respect the boundaries established by the Capitol Hill Historic District, which draws the eastern boundary on the west side of 14th Street.

2. The Proposed Map's Boundary up 15th Street unnecessarily divides a Census Tract. With Respect to ANC 6A08, the arbitrary line drawn up the middle of 15th Street in the Proposed Map bisects Census Tract 80.02.9 This is yet another reason that the map should be amended to keep all of ANC 6A, including all of ANC 6A08, within Ward 6.

<sup>&</sup>lt;sup>6</sup> Subcommittee's Report.

Subcommittee's Report.

<sup>8</sup> The Proposed Map fails to meet the redistricting principle that requires that "boundaries need to be geographically sensible." See Subcommittee's Report for redistricting principles.

<sup>&</sup>lt;sup>9</sup> The Proposed Map fails to meet the redistricting principle that requires that "[a]s much as possible, Census tracts should remain whole to make data collection more accurate and understandable." See <u>Subcommittee's Report</u> for redistricting principles.





#### The Proposed Map incorrectly includes 15th Street to the Anacostia River within "Hill East."

As discussed above, despite the fact that "identifiable neighborhoods should stay intact and not be divided among legislative districts to the extent possible," the Proposed Map flatly ignores an identifiable neighborhood — Capitol Hill. The Subcommittee tries to justify this decision by explaining that "the District has long recognized that within the larger Capitol Hill area, there are identifiable neighborhoods, including Hill East, Kingman Park, and H Street NE" and by, therefore, proposing that the Kingman Park area be reunited with the Rosedale area within Ward 6 and that all of "Hill East" should be moved to Ward 7. Yet, in doing so, the Subcommittee recognizes a non-identifiable, separate neighborhood from 15th Street to the Anacostia River — calling it "Hill East."

This area is actually not recognized by that name. The District Government's view of what defines "Hill East" is simply the redevelopment area east of 19th Street, a.k.a. "Reservation 13" — a much smaller area than what is being proposed for Ward 7. Yet, Urban Turf's definition of "Hill East" is the SE part of Capitol Hill bounded by 14th and 19th Streets SE and Independence Ave SE and the SE Freeway SE — again, a much smaller area than what is being proposed for Ward 7. 13 Of note, neither of these definitions include areas within ANC 6A.

The Subcommittee does recognize that "there is little agreement on the exact borders of Hill East," but regardless of what the area between 15th Street and the Anacostia River is called, residents "disagree that the neighborhood is meaningfully different from the greater Capitol Hill." While this Commission would much rather that all of Capitol Hill remain in Ward 6 (for the reasons described above), ANC 6A recognizes that this may be an impossible task without a variance. Nevertheless, if "Hill East" is a neighborhood that should be kept intact, the Subcommittee has overreached with the boundaries it has drawn. Therefore, if the Council seeks utilize the Office of Planning's recognition of an "identifiable neighborhood" within Capitol Hill, like H Street and Rosedale, the map should be redrawn to at least more closely reflect "Hill East" and the Council should not include any portion of ANC 6A in Ward 7.

<sup>10</sup> Subcommittee's Report.

<sup>11</sup> Subcommittee's Report.

<sup>12</sup> Hill East Neighborhood.

<sup>13</sup> Hill East: Capitol Hill's Lesser Known Neighbor.

<sup>14</sup> Subcommittee's Report.

<sup>&</sup>lt;sup>15</sup> "Deviations from exact equivalence are allowed to accommodate policy objectives such as preserving communities of interest or drawing districts that are geographically compact." <u>Subcommittee's Report</u>. According to D.C. Code §1–1011.01(f), "No redistricting plan or proposed amendment to a redistricting plan shall result in district populations with a deviation range more than 10% or a relative deviation greater than plus-or-minus 5%, unless the deviation results from the limitations of census geography or from the promotion of a rational public policy, including but not limited to respect for the political geography of the District, the natural geography of the District, neighborhood cohesiveness, or the development of compact and contiguous districts." <u>DC Code</u> (emphasis added).





#### C. ANC 7D01 (Kingman Park) Should Remain in Ward 7.

This Commission recommended that the Subcommittee should propose a map that would "reunite the geography of ANC single member district 7D01 (Kingman Park, Kingman Park Historic District) with Ward 6 after its 20 year hiatus following redistricting to Ward 7 following the 2000 Census." We very much appreciate that the Proposed Map expands Ward 6 to include the part of Kingman Park that was annexed into Ward 7 in 2000. However, our recommendation for the Proposed Map to take this route was to promote the greater redistricting principle of keeping the Capitol Hill community of interest together in an attempt to make the wards racially equitable. Therefore, the Proposed Map's expansion of Ward 6 to include ANC 7D01 (Kingman Park) (without maintaining the entire Capitol Hill community of interest) fails to meet the needs of our ANC 6A constituents (and what we understand are the purported needs of many of our current ANC 6B and Ward 7 neighbors). For the reasons discussed below, we understand that there may be good reasons to keep Kingman Park in Ward 7.

 The Proposed Map Makes Unnecessary Radical Change for Some of Our Constituents. According to the Subcommittee's report, "given the volatility of the pandemic, [the Subcommittee endeavored to make boundary changes guided by federal and local law but avoid unnecessary radical change." Yet, the Proposed Map makes an unnecessary radical change. This Commission respects that, given the extreme growth of Ward 6, some changes needed to be made to the ward. However, the changes proposed divide a community of interest and, in doing so, adopted some changes proposed by this Commission, at the expense of other Capitol Hill residents.

The Council should not make this reunification at the expense of 18,296 residents of ANC 6A, including those 1,181 current Ward 6 residents from ANC 6A08, or the 6,416 current Ward 6 residents from ANC 6B. Given the Subcommittee's desire not to make radical change because of the pandemic, the Proposed Map fails as reunifying Kingman Park within Ward 6 (if the rest of the Capitol Hill cannot be retained within Ward 6) is just simply radical.

#### Many Ward 7 Constituents Do Not Support Reunification.

The Proposed Map has prompted strong reaction from Ward 7 residents over potential redistricting of Kingman Park. 18 While there may be many residents of Ward 7 who support

<sup>16</sup> Specifically, we encouraged the Subcommittee to propose a redistricting plan that honored "the principles of neighborhood cohesiveness and respect for natural and political boundaries by keeping Capitol Hill intact ... [,] extending the eastern portion of the Ward 6 boundary to the Anacostia River, reuniting Kingman Park, the RFK Campus, and the new Hill East development (both currently in Ward 7) to their adjacent neighbors." ANC 6A 2021 Redistricting Letter.

17 Subcommittee's Report.

<sup>18</sup> There is no known consensus of the boundaries of "Kingman Park." For the purposes of this letter, Kingman Park is the geographic area covered by ANC SMD 7D01, which has been considered by many as the "Kingman Park ANC SMD" for nearly two decades. The non-Ward 5 portion of the Kingman Park Historic District overlays ANC SMD 7D01.





reunification of ANC 7D01 with Ward 6, there are many, including perhaps the most important Ward 7 Resident — Councilmember and former D.C. Vincent C. Gray — who do not.

In June 11, 2011 testimony to the Redistricting Subcommittee, then-ANC 7D01 Commissioner Lisa White said, "We still think in Kingman Park we should be redistricted back to Ward 6... it is in the best interest that Kingman Park be redistricted back to Ward 6." And this Commission has heard from present Kingman Park residents that this is still the case. In a letter dated November 28, 2021 to DC Councilmember Elissa Silverman, the Kingman Park Civic Association asserts, "the Kingman Park Civic Association agrees with the DC Redistricting Sub-Committee that the Kingman Park neighborhood (currently in Ward 7) should be returned in its entirety to Ward 6 as recommended by the sub-committee." Similarly, several Ward 7 residents, present at a November 30, 2021 Zoom meeting hosted by ANC 7D01 Commissioner Tamara Blair, expressed support for Kingman Park to be redistricted to Ward 6.

Yet, this Commission has also heard from present Kingman Park residents and Ward 7 community leaders that they would like to remain in Ward 7. In a letter dated November 29, 2021 to Council Chairman Phil Mendelson, Councilmember Gray states, "I and other Ward 7 residents support the goal of uniting Kingman Park in one ward. The most logical and effective way to do that is to unite Kingman Park in Ward 7."<sup>21</sup> A Tweet posted on November 19, 2021 posted by the Ward 7 Democrats, states: "We, the Ward 7 (W7) Dems, W7 State Board of Education rep, leaders of the W7 ANCs (7B, 7C, 7D, 7E, 7F) & leaders of the W7 Civic Associations, support resorting and unifying the Kingman Park Community in W7."<sup>22</sup>

3. We respect that there may be good reasons to keep RFK and Reservation 13 in Ward 7. This Commission stands by the fact that, with respect to the development at RFK and Reservation 13, the interests shared by Capitol Hill residents on the east and west sides of 15<sup>th</sup> — just by nature of proximity and geography — are more similar than the interests shared by our neighbors east of the river and therefore there are good arguments with respect to political geography to redistrict these areas into Ward 6.<sup>23</sup> As just one example, the District's "No Parking

<sup>19</sup> This letter was emailed to ANC 6A Commissioners Sondra Phillips-Gilbert and Brian Alcorn.

<sup>&</sup>lt;sup>20</sup> Other residents and some Ward 7 community, civic and elected leaders present at the Zoom meeting asserted that Kingman Park should remain in Ward 7.

https://www.scribd.com/document/543581999/Letter-to-Mendelson-on-Final-SubCommittee-Redistricting-Map. <sup>22</sup> See https://twitter.com/ward7democrats/status/1461790225588498446?s=21.

<sup>&</sup>lt;sup>23</sup> Dividing the wards up 15th Street (or another boundary on the east end of Capitol Hill) will not change how the neighbors on either side of the border view these developments, but will change how Capitol residents east and west of border will be represented in these matters. For example, the present Ward 7 Councilmember's views about the redevelopment of RFK Stadium are already at odds with those residents who currently reside in ANC 6A. See ANC 6A Letter Endorsing Councilmember Charles Allen's opposition to a new NFL stadium on the current RFK site. For those Capitol Hill residents west of the Ward 6/7 board, their voices will not be given much weight by Ward 7 decision makers; it can be incredibly challenging for residents to receive meaningful engagement of a Councilmember and their staff if residents live outside of the Councilmember's ward. ANC 6A 2021 Redistricting Letter. For those Capitol Hill residents who are to be redistricted into Ward 7, living as an island apart from the rest





During Stadium Events" signage extends westward all the way to 13th Street, as an indication of the wide ranging impact RFK has had, and any future development will have, on residents all the way to Lincoln Park. Yet, we understand that there may be good reasons to keep RFK and Reservation 13 in Ward 7.

#### According to the Subcommittee's report:

Reservation 13 "is beginning to see significant economic development. The Subcommittee believes this development will hasten the shifting of the economic center of the Hill eastward. Over the past 15 years, there have been two new grocery stores built east of 13th Street, there's a new food hall at 14th Street and Pennsylvania Avenue SE, the Reservation 13 development will deliver thousands of new homes and tens of thousands of square feet of retail, and the currently vacant RFK Stadium is also likely to be redeveloped over the next decade. The Subcommittee is concerned about removing the Reservation 13 development, one of the largest development projects in the city, from Ward 7. ... With Ward 7 retaining Reservation 13 ..., [Ward 7] would also contain significant new economic development projects, allowing [the ward] to continue to grow at a faster rate over the next decade, hopefully keeping pace with the rest of the city's growth."<sup>24</sup>

Additionally, most (if not all) residents of Capitol Hill will be impacted by development at RFK and Reservation 13. Constituents from across ANC 6A and 6B are already focused on the impacts the redevelopment plans will have on our neighborhood, in terms of additional traffic, people, disruptions, and opportunities. These plans will impact Capitol Hill neighbors equally whether they live on either side of 15th Street (and beyond). Yet, residents of ANC 7D01 and 6B09 and 6B10 will be most directly impacted. Retaining ANC 7D01 in and moving ANC 6B09&10 to Ward 7 will "allow the residents closest to those developments to vote for the political representation for those developments." 25

D. ANC 6A's Recommendation for the Council: Respect the Natural Geography of Capitol Hill as much as possible.

While we are hesitant to propose any specific maps, we recommend the Council should at least amend the Proposed Map to create a Ward 6/7 border that more reasonably respects natural geography.

of Ward 7, our present constituents' voices may be drowned out in a manner that the Kingman Park portion of Ward 7 experienced over the past 20 years. Thus, as these plans advance and remain under the direct purview of Ward 7 leaders, ANC 6A constituents and all of the residents of Capitol Hill have a legitimate concern about the representation they will receive in these matters thanks to the Proposed Map.

<sup>24</sup> Subcommittee's Report.

<sup>25</sup> Subcommittee's Report.



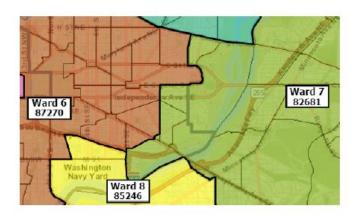


#### 1. Proposal 1: East Capitol Street as a Natural Geographical Boundary.

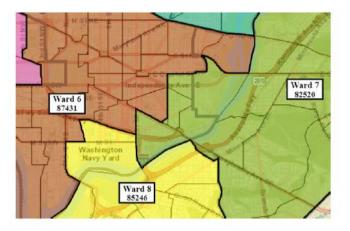
One such amendment could at least create a Ward 6/7 border at East Capitol Street. This Commission supports the Subcommittee's initial proposal to do so as "East Capitol is a boundary for many public services such as public elementary schools, police, and the ANC," and is, therefore, a much more natural boundary.

Below are two such proposals for creating the Ward 6/7 border at East Capitol Street, though we are fairly certain that these are not the only options that would respect this natural boundary.

This map, which utilizes East Capitol, rather than C Street NE as the southern border, is based on the Proposed Map, but removes ANC 7D01 from Ward 6 and returns the Portion of ANC 6A08 that was removed from Ward 6 in the Proposed Map.



Alternatively, this map, which also utilizes East Capitol as the southern border, is based on the Proposed Map, retaining ANC 7D01 within Ward 6, returns all of ANC 6A08 in Ward 6, and adds the triangle bordered by 11th, Potomac & Pennsylvania SE to Ward 7.



What could be more natural and durable than a well-defined, enduring, and historical boundary imposed by DC's four quadrants? The District's four quadrants, and the natural boundaries they create which, date back to 1791, remain highly relevant and are regularly referenced as the District's political- (perhaps even social- and economic-), service-based-, geographic-, and directional- boundaries. These boundaries are even used by the District to collect and aggregate





various data. The street also demarcates Zip Codes 20002, used in Northeast DC addresses and 20003, used in Southeast DC addresses on Capitol Hill. Therefore, East Capitol Street, which is, of course, the boulevard that serves to demarcate the NE and SE quadrants of DC, serves as a natural boundary.

This proposal does not assist with all aspects of political geography as Reservation 13 and RFK may need to retain their Ward 7 designation; not all Capitol Hill residents will have a say in the redevelopment that will impact them since not all residents of this cohesive neighborhood will have the same Councilmember and will be divided among many different ANCs.

However, a proposal that divides Ward 6 and 7 at East Capitol Street (rather than 15<sup>th</sup> Street) will allow most Capitol Hill residents who attend Maury Elementary School, Miner Elementary School, Eliot-Hine Middle School, and a comprehensive high school, such Eastern High School, to share the same Councilmember and State Board of Education member. Unfortunately, an arbitrary 15th Street border for Wards 6/7 means that a different Councilmember and State Board of Education member would represent Maury/Miner and Eliot-Hine/Eastern; the Ward 6 Public Schools Parent Organization (W6PSPO) have relayed to this Commission that having one Councilmember focused on all of these schools is more beneficial to the students and their families than having two councilmembers representing families at different stages of their students' careers.

Councilmember Silverman expressed concern at our November 2021 ANC 6A meeting that few Ward 6 students presently attend Eastern High School. However, this ignores that Ward 6 attendance at these schools is growing rapidly.

As recently as the 2019-2020 school year, attendance of Ward 6 students at Maury Elementary has grown to make up 92% of the total student population; 61% at Miner, 31% at Eliot-Hine; and 29% at Eastern. Over the last six school years, there has been almost a 20 percentage point increase in Ward 6 students at Maury and Miner Elementary Schools:

Ward 6 Enrollment	SY 2014-2015	SY 2019-2020	Increase		
Maury ES	81% of total population	92% of total population	Approx. 12 percentage point over 6 school years		
Miner ES	55% of total population	61% of total population	6 percentage point over 6 school years		

<sup>&</sup>lt;sup>26</sup> OSSE Audited Student Enrollment Data by Ward, SY14-15 to SY19-20. The most recent data available to this Commission is from the 2019-2020 school year. However, this Commission has been informed that in both the 2020-2021 and 2021-2022 school year, the Eliot-Hine Ward 6 student population has been growing as more and more Maury Elementary School students are matriculating within the feeder pattern thanks in large part to the stability and strength of the leadership team that was established in the 2018-2019 school year.

<sup>27</sup> OSSE Audited Student Enrollment Data by Ward, SY14-15 to SY19-20.





Additionally, over the last three school years, there has been a steady increase of Ward 6 students who are matriculating at Eliot-Hine Middle School.<sup>28</sup> In fact, between the 2017-2018 and 2018-2019 school years, the total number of Ward 6 students who enrolled at Eliot-Hine doubled from 30 students (making up 15% of the total population) to 61 students (making up 27% of the total population). Comparing the number of Ward 6 students at Eliot-Hine between the 2017-2017 and 2019-2020 school years only shows a larger growth -- an increase of over 50 students or a 16 percentage point increase over those two years.

Ward 6 Enrollment	SY 2017-2018	SY 2018-2019	SY 2019-2020
Eliot-Hine MS	30 Ward 6 Students	61 Ward 6 Students	81 Ward 6 Students
	15% of total population	27% of total population	31% of total population
			4 percentage point increase from prior year
		12 percentage point increase from prior year	16 percentage point increase over 2 years

This growth at both the elementary and middle school is in large part owed to the commitment of present Ward 6 parents to improve these schools and their partnerships with ANC 6A and the Ward 6 councilmember and is a sure sign that more and more Ward 6 students will matriculate at Ward 6 middle and senior high schools in the years to come. The recent renovation of Eliot-Hine MS, addition of academic offerings including the International Baccalaureate Middle Years program, along with the school's leadership stability is expected to lead to further in-boundary growth at both Eliot-Hine MS and Eastern HS. Current Ward 6 parents have relayed to this Commission that they are concerned that severing Eliot-Hine MS and Eastern HS from its Ward 6 feeder pattern schools would add administrative burdens including duplication of effort as residents would seek support for repairs and improvements through multiple councilmember offices. In addition, our Commission has long collaborated with the parent teacher organizations at Eastern HS and Eliot-Hine MS to support students and the larger community, including multiple grants for the beloved Eastern HS marching band and creation of an emergency food pantry serving needy Eliot-Hine and neighborhood families. For these reasons, this Commission would support a map that better serves our constituents by utilizing East Capitol as a more natural border.

2. Proposal 2: Respect Independence Avenue SE as a Natural Geographical Boundary. Another amendment option would be to create a Ward 6/7 border at Independence Ave. While this does not provide the historical demarcation that East Capitol provides, Independence Ave is a much more natural geographical boundary than 15th Street. For example, Independence Avenue is a major commuter route, connecting Ward 6 and 7 via the 295 bridge. A southern border at Independence Avenue (rather than C Street) still allows most Capitol Hill residents who attend Maury Elementary School, Miner Elementary School, Eliot-Hine Middle School, and Eastern High School, to share the same Councilmember and State Board of Education member.

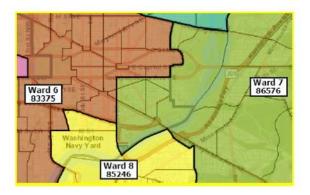
<sup>&</sup>lt;sup>28</sup> OSSE Audited Student Enrollment Data by Ward, SY14-15 to SY19-20.



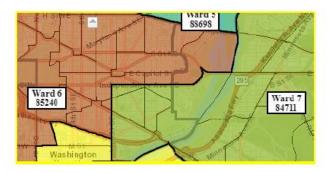


Below are three such proposals, though we are certain that these are not the only option for creating the Ward 6/7 border at Independence.

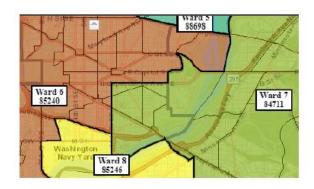
This map, which utilizes Independence as its southern border, rather than C Street NE as the southern border, is based on ANC 6B's Proposed Map 3,29 but removes ANC 7D01 from Ward 6 and returns RFK Stadium to Ward 7.



This map, which utilizes Independence as its southern border, is ANC 6B's Proposed Map 3.30



This map, which utilizes Independence as its southern border, is ANC 6B's Proposed Map 3,31 but removes RFK from Ward 6.



<sup>&</sup>lt;sup>29</sup> https://coreyholman.com/wp-content/uploads/2021/11/6B-Resolution-For-Vote-on-December-1.pdf

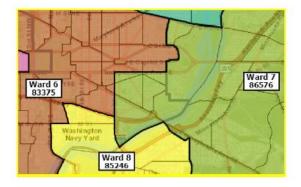
https://coreyholman.com/wp-content/uploads/2021/11/6B-Resolution-For-Vote-on-December-1.pdf https://coreyholman.com/wp-content/uploads/2021/11/6B-Resolution-For-Vote-on-December-1.pdf



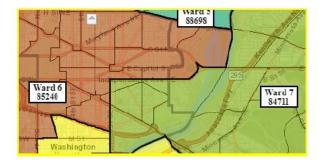


Below are three such proposals, though we are certain that these are not the only option for creating the Ward 6/7 border at Independence.

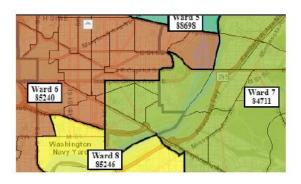
This map, which utilizes Independence as its southern border, rather than C Street NE as the southern border, is based on ANC 6B's Proposed Map 3,29 but removes ANC 7D01 from Ward 6 and returns RFK Stadium to Ward 7.



This map, which utilizes Independence as its southern border, is ANC 6B's Proposed Map 3.30



This map, which utilizes Independence as its southern border, is ANC 6B's Proposed Map 3,31 but removes RFK from Ward 6.



https://coreyholman.com/wp-content/uploads/2021/11/6B-Resolution-For-Vote-on-December-1.pdf https://coreyholman.com/wp-content/uploads/2021/11/6B-Resolution-For-Vote-on-December-1.pdf

<sup>31</sup> https://coreyholman.com/wp-content/uploads/2021/11/6B-Resolution-For-Vote-on-December-1.pdf





#### E. Conclusion.

We are grateful for the time and effort of the Subcommittee and their staff in reviewing the more than 220 maps submitted by the public and participation in numerous hearings and Commission meetings. We encourage the Council to consider the above options and any additional creative solutions, including maps that vary from the 5% variance in population principle, in order to best meet the needs of DC residents. We also wish to recognize substantial potential growth of residents in Reservation 13 as well as potential undercounting of residents that should help to grow the population of Ward 7, which might help to justify such a variance. In short, we do not envy the decisions ahead of you and hope that you can seek to create a map that best meets the needs of as many residents as possible and increases their involvement in Commission and Ward level activities.

Thank you for giving great weight to the recommendations of ANC 6A. Should you wish to discuss this letter with the Commission, please feel free to reach out to me at 6A04@anc.dc.gov.

On Behalf of the Commission.

amber K. Hove

Amber Gove







District of Columbia Government Advisory Neighborhood Commission 6A PO Box 15020 Washington, DC 20003



November 11, 2021

Councilmember Elissa Silverman, <a href="mailto:esilverman@dccouncil.us">esilverman@dccouncil.us</a>
Councilmember Anita Bonds, <a href="mailto:abonds@dccouncil.us">abonds@dccouncil.us</a>
Councilmember Christina Henderson, <a href="mailto:chenderson@dccouncil.us">chenderson@dccouncil.us</a>
redistricting@dccouncil.us

Re: ANC 6A Comments and Recommendations for the Subcommittee on Redistricting

Dear Councilmembers Silverman, Bonds, and Henderson,

At a regularly scheduled and properly noticed meeting on November 10, 2021, our Commission voted 8-0-0 to submit our official comments and recommendations to the Subcommittee on Redistricting.

First and foremost, we are grateful for the difficult and thankless work of the Subcommittee and for the transparency, candor, and honesty with which the process you have undertaken has been approached thus far. We also reiterate our support for all District residents, no matter their ward boundaries, and reject the divisive, classist, and racist language that has characterized some of the redistricting discussions. We recognize that no matter where the lines are ultimately drawn, our neighbors will still be our neighbors — as Councilmember Henderson has expressed: "We are moving lines, not people."

Nevertheless, we oppose any redistricting map amendments that move the lines in a manner that impact the people of Ward 6— those within this ANC and outside of it— by failing to respect the political and natural geography and neighborhood cohesiveness of Capitol Hill. Any newly drawn lines of Ward 6:

- must include the present geographic area covered by ANC single-member districts 6A07, 6A08, 6B09, and 6B10.
- should reunite the geography of ANC single member district 7D01 (Kingman Park, Kingman Park
  Historic District) with Ward 6 after its 20 year hiatus following redistricting to Ward 7 following the 2000
  Census:
- should contemplate adding a portion or all of Census Tract 89.04 (roughly, ANC Single Member Districts 5D04 and, possibly, 5D05) to Ward 6 to unify the Kingman Park Historic District; and
- should keep the Southwest Waterfront and Navy Yard communities intact, moving them into Ward 8.
   To do so, we encourage the Subcommittee to propose a redistricting plan based on Discussion Map #3 with

alterations — as doing so would promote these rational public policy arguments and would therefore be permitted by DC law.<sup>2</sup> See Annex for our suggested map.

1

<sup>&</sup>lt;sup>1</sup> ANC 6A meetings are advertised electronically on, anc- 6a@googlegroups.com, and newhilleast@groups.io, at www.anc6a.org, on Twitter (@ANC6A) and through print advertisements in the Hill Rag.

<sup>&</sup>lt;sup>2</sup> In developing our recommendations, we considered the following key considerations as defined in §1–1011.01 of the <u>DC Code</u> (emphasis added):





#### Neighborhood Cohesiveness & Natural Geography

Discussion Maps 1 and 2, and to an extent even Discussion Map 3, disregard the real, well-defined natural barrier of the Anacostia River, and by extension, the unpopulated, federal reservation that houses RFK Stadium, and its vast parking lots. These maps also ignore the fabric of the Capitol Hill neighborhood. According to the DC Office of Planning, "Capitol Hill is a 'city within the city." Despite comments to the contrary throughout this redistricting process, the Capitol Hill community has true boundaries that create a cohesive neighborhood.

"Capitol Hill is "bounded on the west by Central Washington and on the south by the Anacostia Waterfront. ... The community has well defined physical boundaries that enhance its sense of identity. Its neighborhoods are united by history, architectural tradition and relatively consistent urban form, including a system of grid and diagonal streets that has remained faithful to the 1791 L'Enfant Plan for Washington. Much of the community has the feel of a small historic town, with block upon block of attractive late 19th century and early 20th century row houses, well-maintained public spaces, historic schoolhouses and corner stores, rear yard alleys, and traditional neighborhood shopping districts. The community's attractive housing stock, living history, low scale, and proximity to the U.S. Capitol make "the Hill" one of the District's most celebrated and attractive communities."

These boundaries are illustrated in a map by the D.C. Office of Planning in 2011. See Attachment A.

Presently, Ward 6 encompasses this neighborhood in a geographically compact and contiguous area (with the exception of the geographically compact Kingman Park area that was redistricted in the 2000 Census into Ward 7 and as raised here should be returned to Ward 6). As observed by our Commission in 2011, Ward 6 is widely

<sup>&</sup>quot;(f) No redistricting plan or proposed amendment to a redistricting plan shall result in district populations with a deviation range more than 10% or a relative deviation greater than plus-or-minus 5%, unless the deviation results from the limitations of census geography or from the promotion of a rational public policy, including but not limited to respect for the political geography of the District, the natural geography of the District, neighborhood cohesiveness, or the development of compact and contiguous districts.

<sup>(</sup>g) No redistricting plan or proposed amendment to a redistricting plan shall be considered if the plan or amendment has the purpose and effect of diluting the voting strength of minority citizens."

<sup>&</sup>lt;sup>3</sup> It is interesting to note that the Office of Planning is the office that, among other things, performs planning for neighborhoods, corridors, districts, historic preservation, public facilities, parks and open spaces, and individual sites, and houses the DC State Data Center which provides data to support this redistricting process.

<sup>&</sup>lt;sup>4</sup> District Elements Volume II Chapter 15 April 8 2011.pdf (dc.gov)

<sup>&</sup>lt;sup>5</sup> ibid. This same document says that Capitol Hill "is comprised of several distinct neighborhoods," and explains that "[t]he original Capitol Hill neighborhood was developed on the high ground just east of the U.S. Capitol building during the 1800s and is still the historic heart of the community." It is our observation that over time, established neighborhoods tend to expand, as illustrated by development east of the Capitol to the river in the nineteenth and early twentieth century that created Hill East, Northeast Capitol Hill, Kingman Park and Rosedale. Some areas have their "own sense of identity" as observed by the Office of Planning, but are nonetheless strongly anchored in Capitol Hill. We observe a similar cohesion pattern of other DC neighborhoods, like Southwest. The original community, dramatically impacted by mid twentieth-century "urban renewal" also incorporates various but separately developed component parts of Buzzard Point, Fort McNair, which evolved over time. Kingman Park in particular has a vibrant history as a part of the Capitol Hill, developed as a community available to African-American residents during the height of segregation. It is presently recognized by the DC Office of Planning in its own historic district that was established in 2018 and expanded in 2020. The Kingman Park Historic district actually extends across Benning Road into Ward 5 and includes Langston Golf Course.

<sup>&</sup>lt;sup>6</sup> ANC 6A proposes that the populated areas of the Kingman Park Historic District in Ward 7 and Ward 5 be similarly unified with any errant parts of Kingman Park presently in Ward 6 and be included within Ward 6. In the case of the Ward 7 portion of Kingman Park, community sentiment and litigation has often reflected a desire to "return" to Ward 6. In June 11, 2011 testimony to the Redistricting Subcommittee, 7D01 Commissioner Lisa White said "We still think in Kingman Park we should be redistricted back to Ward 6... it is in the best interest that Kingman Park be redistricted back to Ward 6." In the





separated from Ward 7 by the broad basin of the Anacostia River, RFK Stadium's extensive parking lots, Interstate 295, and the Anacostia parks. Moreover, the eastward-oriented pattern of streets and residential locations on the east side of the River move us an even greater distance from Ward 7." An arbitrary north-south dividing line along 15<sup>th</sup> Street is proposed in <u>Discussion Maps 1 and 2</u>, which in effect severs this unified, continuous residential area that is tightly knit, indistinguishable on scale or quality on either side, and geographically divided from Ward 7 by the river. A proposal that ignores the neighborhood's cohesive nature and natural geography violates the principles of redistricting outlined by the Subcommittee.<sup>7</sup>

Like Capitol Hill, the areas that make up the Southwest Waterfront and Navy Yard share neighborhood cohesiveness and natural geography that should also be respected. The Southwest Waterfront and Navy Yard areas are geographically defined as "the Lower Anacostia waterfront/Near Southwest Area" by the D.C. Office of Planning. This area "encompasses 3.0 square miles of land located along both sides of the Anacostia River in the southwest and southeast quadrants of the District of Columbia." These boundaries are illustrated in a map drawn by the D.C. Office of Planning in 2011. See Attachment B. For this area, the Anacostia Freeway/295 is a clear natural (man-made) boundary to the north and the Anacostia River is a clear natural boundary to the south and east of Capitol Hill. As noted by the Office of Planning, the Anacostia River must be a "unifier and a source of economic opportunity for the neighborhoods on its shores" — shores which are presently divided into two separate wards, but whose connection will be further facilitated by the new Frederick Douglass Memorial Bridge and the 11th Street Bridge Park.

Discussion Maps 1 and 2 arbitrarily either keep the Southwest Waterfront with Ward 6 at the expense of both the Navy Yard and part of Capitol Hill or keep the Navy Yard with Ward 6 at the expense of both the Southwest Waterfront and part of Capitol Hill. These maps each divide a unified, continuous area: severing the Lower Anacostia waterfront/Near Southwest Area from its neighbors across the River, and severing Navy Yard and the Southwest Waterfront, united by the common divide of both the Freeway and the River, from each other. Again, a proposal that ignores the neighborhood's cohesive nature and natural geography violates the principles of redistricting.

The Subcommittee's Ward 6 and District-wide hearings on redistricting during the week of November 1, 2021, garnered participation from Southwest Waterfront leaders and residents. Testimonials from these community members focused on the unique singular cohesiveness of that riparian-focused community, and strongly expressed desires to "keep Southwest together" as a unit and avoid any plan that would split off geographic neighborhoods, blocks, and Census tracts to multiple wards. It was additionally observed in testimony that "Southwest's future looks bright wherever we end up." 11

3

case of the Ward 5 portion of Kingman Park, this would include the Langston Terrace Dwellings, developed by the federal government beginning in 1935 to provide modern low-cost housing for African-Americans. The Kingman Park Historic District was accepted in 2018 by the DC Office of Planning and expanded in 2020. KingmanPark HD Guidelines.pdf (dc.gov).

https://d3n8a8pro7vhmx.cloudfront.net/silverman/pages/1548/attachments/original/1635782336/2021-10-30\_Subcommittee\_Discussion\_Map\_FINAL2.pdf?1635782336

<sup>&</sup>lt;sup>8</sup> District Elements Volume II Chapter 19 April 8 2011.pdf (dc.gov).

<sup>9</sup> ibid

<sup>10</sup> Testimony of Gail Fast to the Subcommittee on Redistricting Ward 6 hearing, November 3, 2021.

<sup>11</sup> ibid





Given the growth of Ward 6, we recognize, as the Subcommittee has clearly communicated, that some current portion(s) of this ward will need to be realigned. But in doing so, the Subcommittee should recognize the importance of neighborhood cohesiveness and natural geography and reject any proposal that divides Capitol Hill along the one-way corridor that is 15th Street NE & SE, in favor of moving *entire* cohesive neighborhoods, like Navy Yard and Southwest Waterfront, together into a new ward.

#### Respect for Political Geography In Furtherance of Administrative Efficiency

Navigating DC municipal services is administratively complex and the city organizes many functions — traffic management, school oversight, repair and administration, garbage collection, and other municipal activities along ward boundaries. This organizational structure also includes the ward-focused oversight accountability for these services. When city services don't work well, the intervention of a ward Councilmember to help a community compel action with related issues can both be critical and decisive. And as a practical matter, whether calling attention to traffic safety, zoning, or unlawful construction, residents lean on the expertise of their volunteer Advisory Neighborhood Commissioners and aforementioned elected Councilmembers for assistance. Residents deserve to have their views represented and acted upon at both the ANC and Council level for decisions that affect their quality of life; splitting apart the Capitol Hill community of interest and moving the eastern portion of Capitol Hill to Ward 7 would add unnecessary complexity to the process and channels for engagement that residents must use and monitor in order to have those issues addressed.

An example of this administrative complexity has played itself out for many years with respect to the re-development of Reservation 13 and the RFK Stadium complex, which is presently in Ward 7, but immediately abuts a longtime Ward 6 residential neighborhood. These redevelopment plans have and will continue to impact neighbors from the river to Lincoln Park and further westward, regardless of their Ward designation. Due to natural geography, these plans clearly will have a larger impact on those residents who live closest to the complex, in terms of additional traffic, people, and disruptions, and less impact on neighbors east of the river. The Commission has already noted how challenging it can be for residents to get the engagement of a Councilmember outside of their political geography to focus on issues that directly affects citizens that neighbor their ward. For example, this community has already voiced its opposition to a new NFL stadium on the current RFK Stadium site, and yet, the present Ward 7 Councilmember supports that proposition despite the views of those most directly impacted — constituents of the neighboring ward. Thus, as these plans advance and largely remain under the direct purview of Ward 7 leaders, we fear that keeping this area in Ward 7 and expanding that Ward further into Capitol Hill, as proposed by Maps 1 and 2, will only drown out even more voices of those most directly impacted, just like we've heard has been a real challenge experienced over the past 20 years by residents of the Kingman Park portion of ANC 7D, as the only part of ANC 7 located west of the Anacostia River. On the contrary, a map that expands Ward 6 to include all of Kingman Park (like we propose herein) would bolster the political influence of those redistricted residents who are most impacted by these redevelopment plans, thereby reducing administrative complexity.

Furthermore, keeping DC public schools that are within the same feeder pattern within the same Ward reduces administrative complexity. As examples, such an arrangement is helpful in advocacy and accountability for school modernization projects and ongoing maintenance needs. During the 2016-2020 school modernization process for Eliot-Hine Middle School, the success of the project required the support of multiple elementary school feeder families, as well as the Ward Councilmember serving that political geography. The Councilmember's personal involvement was required to ensure the school would receive adequate funding for its modernization and expected





enrollment growth. We believe the Councilmember's motivation in this effort was cemented by his motivation to serve his Ward's constituents with an issue that he could influence (a school's needs located in his Ward). <sup>12</sup> Maps 1 and 2 propose to redistrict Miner Elementary School, Eliot-Hine Middle School and Eastern High School from Ward 6 to Ward 7. All of these schools are in a geographic feeder pattern overwhelmingly designed to serve the Capitol Hill community, a community of students whose families are Ward 6 voters. <sup>13</sup> This process was challenging even when performed within one ward; based on other cross-ward experiences, we can only fear how much more challenging it could have been if it straddled two political geographies. <sup>14</sup>

SY2021-2022 School Feeder Patterns (Continued)

Elementary School	Middle School	High School			
Maury ES (PK3-5)					
Miner ES (PK3-5)					
Payne ES (PK3-5)	Eliot-Hine MS (6-8)				
School-Within-School (PK3-5) (citywide school with no boundary)					
Amidon-Bowen ES (PK3-5)		1			
Brent ES (PK3-5)	Jefferson MS Academy (6-8)	Eastern HS (9-12)			
Tyler ES (PK3-5)	Jefferson MS Academy (6-8)				
Van Ness ES (PK3-5)					
J.O. Wilson ES (PK3-5)		1			
Ludlow-Taylor ES (PK3-5)	Stuart-Hobson MS (6-8)				
Peabody (PK3-K)/Watkins ES (1-5)					
Capitol Hill Montessori @ Logan (PK3-8) (citywide school with no boundary)					
Browne EC (PK3-8)		1			

Neighborhood input on highly localized matters before the ANC such as alcoholic beverage establishment licensing and zoning further lend support to the need to maintain a continuous political geography of Capitol Hill including Kingman Park, Rosedale and Hill East. The "city within a city" of Capitol Hill, as earlier described, has unique considerations (such as predominant RF-1 zoning), preferences and patterns as they extend to zoning and liquor licensing that regularly need to be adjudicated in front of city commissions by the many unpaid, volunteer ANC Commissioners and attendant community members. The specialized knowledge, historical precedent, and methods used by ANCs in furtherance of community wishes is better modeled and preserved with political boundaries that encompasss all of Capitol Hill. As just one example, discussion for a new restaurant at the northeast corner of 15th and East Capitol brought together neighbors several blocks both east and west of 15th Street to discuss hours of operation and terms for the settlement agreement. Liquor stores and other establishments are scattered throughout our neighborhood, and nearby commercial hubs, including H Street, Eastern Market, Barrack's Row, and the developments at 14th/Kentucky SE and Potomac and Pennsylvania Avenue SE mean that

<sup>&</sup>lt;sup>12</sup> We expect the continued sponsorship and boosterism of a Ward Councilmember will be important to families and students as they move through the Capitol Hill feeder pattern.

<sup>&</sup>lt;sup>13</sup> Nearly all of feeder schools leading to Eastern High School are located in Ward 6: 12 of 13 elementary and 3 of 4 middle schools, which facilitates coordination across schools and assistance in galvanizing support and resources from a single councilmember.

<sup>&</sup>lt;sup>14</sup> Much of the recent growth of Elliot-Hine and Eastern High School (and more to come) is thanks to the engaged parents of elementary aged children who live in the feeder pattern for these schools. Eastern High School serves in a variety of roles in the Capitol Hill community, in addition to a school with growing enrollment of Ward 6 families, it has served as the site of a community COVID vaccine clinic and the location of both a 5th grade graduation and talent show performance for Maury Elementary School — events which were facilitated by this ANC and let to engagement by these families to fix problems with non-functioning audio visual equipment that ultimately benefited the school. Again, these opportunities may not have been possible if the area is divided into two political geographies as proposed by Maps 1 and 2.

<sup>&</sup>lt;sup>15</sup>A footnote to the SY21-22 School Feeder Pattern table notes that graduates of Kelly Miller Middle School, located in Ward 7, have the option to enroll at Eastern for ninth grade in addition to their geographic/primary feeder school--Woodson High School.
https://dcps.dc.gov/sites/default/files/dc/sites/dcps/publication/attachments/SY2122-School-Feeder-Patterns\_Feb-202\_1.pdf.





neighbors east of 15th largely shop and dine west of their homes. We've heard from many neighbors that they would like to continue to have representation and voice in the types of businesses and hours of those businesses through our Commission and others in Ward 6. Moving them to Ward 7 would impede that ability.

#### Proposed Map

Based on these principles, we encourage the Subcommittee to propose a redistricting map based on the proposal discussed herein and attached below as an Annex. This map begins with Discussion Map 3 and incorporates the Southwest quadrant and Navy Yard into Ward 8, shifting the Ward 6 border to the Anacostia River.

Ward 1: Absorb a portion of U Street by extending the southern Ward 1 border south to S Street NW and west to 15th Street NW; accept a portion of Shaw from Ward 6

Ward 2: Transfer the Ward 6 portion of Shaw into Ward 2; transfer a portion of U Street to Ward 1; move East Potomac Park to Ward 8

Ward 3: No change

Ward 4: Absorb the neighborhood between Kennedy Street NE and Galloway NE from Ward 5

Ward 5: Absorb the block bordered by N Street NW, Kirby Street NW, New York Ave NW, and New Jersey Ave NW, previously in Ward 6; transfer the neighborhood between Kennedy Street NE and Galloway NE to Ward 4; NEW, transfer Langston to Ward 6.

Ward 6: Transfer the Shaw portion into Wards 1, 2, and 5; expand out to 7th Street NW south of Massachusetts; transfer Southwest to Ward 8; NEW transfer Kingman Park and the current portions of Ward 7 that are west of the Anacostia River back to Ward 6

Ward 7: Transfer a small portion bordered by Pennsylvania Ave SE, Minnesota Ave SE, Nicholson Street SE, and Fairlawn Ave SE from Ward 7 to Ward 8; extend the eastern border of Ward 7 south to Suitland Parkway SE; NEW extend Ward 7 south to Good Hope Road in keeping with resident requests to have both sides of Pennsylvania Ave in the same Ward.

Ward 8: Absorb the small tract of Ward 7 along Pennsylvania Ave SE; transfer Skyland, Garfield Heights, and Buena Vista to Ward 7; accept Southwest from Ward 6 along with East Potomac Park from Ward 2; NEW Transfers Navy Yard and areas south of the Southwest Freeway to Ward 8.

This proposal promotes neighborhood cohesiveness, respects natural and political geography, and has neither the purpose nor effect of diluting the voting strength of minority citizens. In fact, based on the census information, this proposal, in comparison to discussion Maps 1, 2, and 3, provides the least decrease to the black population in Ward 6 — keeping the minority population in Ward 6 at almost 45%. Community leaders have appealed to protect important minority voices and communities in Ward. As ANC 6A07 Commissioner Sondra Philips-Gilbert reflected in her November 3, 2021 testimony to the Subcommittee, "What I hope to see in the redistricting process is that the Councilmembers will ensure that fragile, under-served black communities in Ward 6, such as Rosedale, remain an integral part of the Ward 6 community and not be placed in other Wards where other black communities are already underserved and struggling." While this proposal does provide a large increase to the white population in Ward 8, the strength of the minority citizen population for that Ward would still be at about 80%.

#### Need for Deviation

The proposal discussed herein meets the public policy considerations and deviation principles of redistricting. Nevertheless, should the Subcommittee wish to deviate from this proposal, we recommend that they consider the possibility of deviating slightly from the plus or minus 5% restriction with the goal of respecting the above principles - by keeping Capitol Hill, Navy Yard, and the Southwest Waterfront intact. We have outlined the public





policy concerns that permit the Subcommittee and the Council to do so: neighborhood cohesiveness and respect for geographical and political boundaries. We acknowledge that it is the purview of the Subcommittee to gauge public comment and concerns and we ourselves have not taken on the task of, for example, consulting Langston residents if it makes sense to be included in Ward 6. Should Langston residents reject this, we would propose that the Subcommittee consider a Ward 6 map below the 5% range for deviation, especially given the expected growth in new Hill East in the coming years.

#### Conclusion

The Subcommittee's decision to publicly endorse three community-sourced Ward boundary map proposals compels this Commission to strongly express its views, not least for the fact that two of the three proposals will, if adopted by the Council, directly and immediately impact 25% of the residents of ANC 6A by redistricting them to a different ward. We note the Subcommittee has decided, "to factor in ward continuity and stability, given the incredible instability brought on by the COVID-19 pandemic" as an additional public policy goal. This public policy factor is altogether unique to this redistricting cycle and not required nor contemplated in law. In this context, the Subcommittee may effectively be avoiding what would be customary and broader equity adjustments that would be made in a redistricting in the other Wards in this redistricting because of this factor. Therefore, it is equally appropriate to expect the Subcommittee and the Council to exercise its legal flexibility from defined population deviation ranges to mitigate the ward instability and ward discontinuity it is creating for Ward 6 residents in this redistricting process.

Therefore, we encourage the Subcommittee to propose a redistricting plan based on Discussion Map #3 honors the principles of neighborhood cohesiveness and respect for natural and political boundaries by keeping Capitol Hill intact. Accordingly, we recommend extending the eastern portion of the Ward 6 boundary to the Anacostia River, reuniting Kingman Park, the RFK Campus, and the new Hill East development (both currently in Ward 7) to their adjacent neighbors.

Furthermore, these same principles should also direct the Subcommittee to recommend keeping the Southwest and Navy Yard Communities intact, moving them into Ward 8. It is not that these neighborhoods are "any less Ward 6 than is Capitol Hill" but that we do not see a mapping solution that both maintains neighborhood cohesiveness (for Southwest, Navy Yard and Capitol Hill) AND keeps them all in Ward 6.

Thank you for giving great weight to the recommendations of ANC6A. Should you wish to discuss this letter with the Commission, please feel free to reach out to me at 6A04@anc.dc.gov.

On Behalf of the Commission,

amber K. Hove

Amber Gove

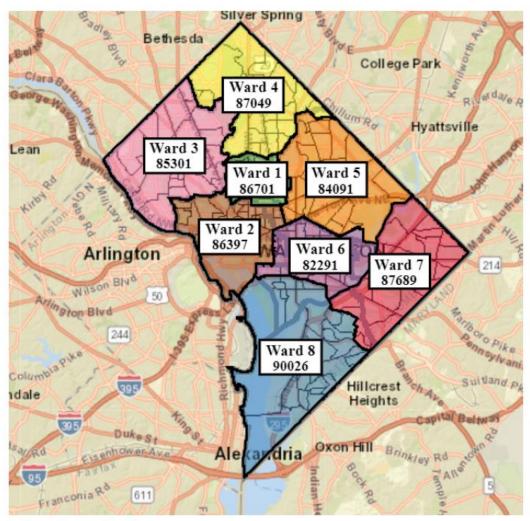
Chair, Advisory Neighborhood Commission 6A

CC: All DC Councilmembers, via email





Annex: Discussion Map #3 with Alterations Proposed by ANC 6A, including Langston in Ward 6



#### Demographics for above map

District	Color	Hide	Lock	TOTAL	TARGET_DEV	G_WHITE	G_BLACK	G_AIAN	G_ASIAN	G_HPI	G_OTHER	G_TWOORMORE
Unassigned				0	0	0	0	0	0	0	0	0
Ward 1		13	m	86,701	508	43,249	18,964	702	5,355	89	9,016	9,326
Ward 2				86,397	204	55,704	9,891	310	9,307	63	3,487	7,635
Ward 3			B	85,301	-892	60,841	6,102	191	7,087	32	2,142	8,906
Ward 4				87,049	856	24,685	39,020	645	2,298	34	11,619	8,748
Ward 5	8	B		84,091	-2,102	21,791	47,053	466	2,627	86	5,615	6,453
Ward 6				82,291	-3,902	45,971	23,056	195	4,695	55	1,754	6,565
Ward 7				87,689	1,496	2,627	78,747	359	336	35	2,098	3,487
Ward 8				90,026	3,833	18,326	62,977	325	1,840	38	1,563	4,957





#### Comparison Chart of Discussion Maps:

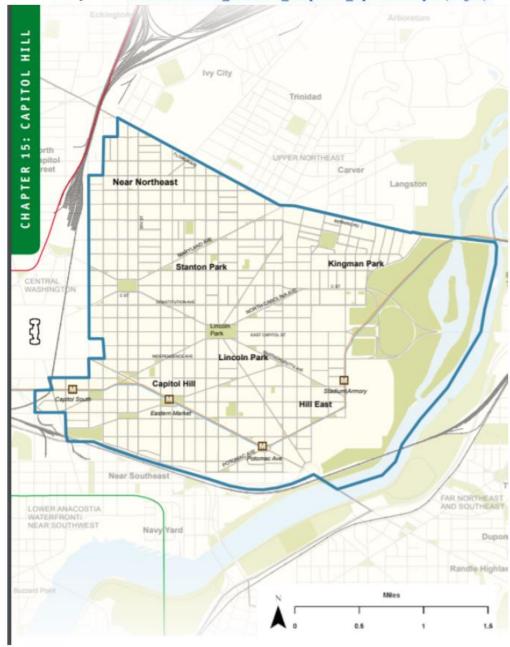
	Discussion Map 1	Discussion Map 2	Discussion Map 3	MAP 3 WITH ALTERATIONS
Population of the reconfigured Ward 6	82,409	82,702	85,378	82,291
Change in black population in Ward 6	-7,834	-8,979	-9,420	-5,584
Population of the reconfigured Ward 7	90,039	86,220	84,412	87,689
Population of the reconfigured Ward 8	85,965	87,947	87,079	90,026
Change in white population in Ward 8	+6,770	+6,150	+6,933	+14,453

<sup>\*</sup>Note, the above information relies on the publicly available demographic information in the Subcommittee's mapping tool: <a href="https://dcredistricting.esriemcs.com/redistricting/">https://dcredistricting.esriemcs.com/redistricting/</a>





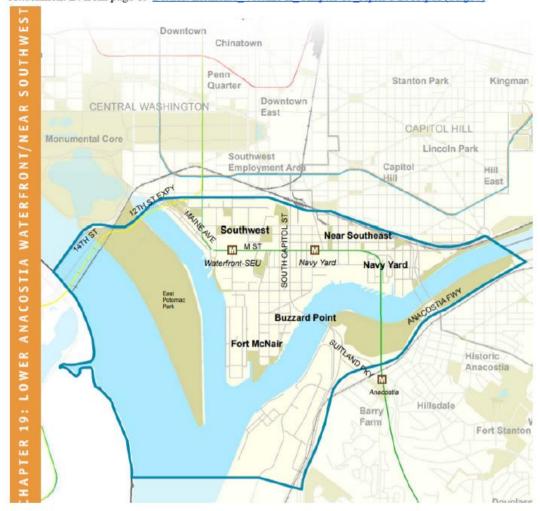
Attachment A: p. 4 from <u>District Elements\_Volume II\_Chapter 15\_April 8 2011.pdf (dc.gov)</u>







Attachment B: from page 19 District Elements Volume II Chapter 19 April 8 2011.pdf (dc.gov)









District of Columbia Government Advisory Neighborhood Commission 6A PO Box 15020 Washington, DC 20003



November 20, 2021

Everett Lott, Director DC Department of Transportation 250 M Street SE Washington, DC 20003

Re: ANC 6A Support for TSAs 21-00428331 and 21-00428369 (1500-2000 blocks Benning Road NE)

Dear Director Lott,

At a regularly scheduled and properly noticed meeting on November 10, 2021, our Commission voted 8-0-0 (with 5 Commissioners required for a quorum) to send a letter to your agency in support of the TSAs 21-00428331 and 21-00428369 for the 1500-2000 blocks of Benning Road NE, including a full traffic safety investigation; consideration of speed humps, raised crosswalks, signal timing, and all other traffic calming measures; and that DDOT consider extending the planned H Street dedicated bus lanes to this corridor as a traffic calming measure as well as to improve transit. We would anticipate that notification of any such changes would include adjacent ANCs, including 5D and 7D.

Thank you for giving great weight to the recommendations of ANC 6A. Should you wish to discuss this letter with the Commission, please feel free to reach out to me at 6A04@anc.dc.gov.

On Behalf of the Commission,

amber K. Hove

Amber Gove

<sup>&</sup>lt;sup>1</sup> ANC 6A meetings are advertised electronically on, anc- 6a@googlegroups.com, and newhilleast@groups.io, at www.anc6a.org, on Twitter (@ANC6A) and through print advertisements in the Hill Rag.







District of Columbia Government Advisory Neighborhood Commission 6A PO Box 15020 Washington, DC 20003



November 20, 2021

Everett Lott, Director DC Department of Transportation 250 M Street SE Washington, DC 20003

Re: ANC 6A Support for 20 mph signs on collector streets

Dear Director Lott,

At a regularly scheduled and properly noticed meeting on November 10, 2021, our Commission voted 8-0-0 (with 5 Commissioners required for a quorum) to send a letter to your agency in requesting that 20 MPH speed limit signs be placed on all collector streets in ANC 6A that do not yet have signs.

#### These include:

- · 8th Street NE, from Florida Ave to East Capitol Street
- . 11th Street NE, from Florida Ave to East Capitol Street
- 13th Street NE, from Florida Ave to East Capitol Street
- 14th Street NE, from Florida Ave to East Capitol Street
- 15th Street NE, from Maryland Ave to East Capitol Street
- 19th Street NE, from Benning Road to East Capitol Street
- East Capitol Street, from 8th to 19th Street
- North Carolina Ave NE, from 13th to Constitution Ave NE

Thank you for giving great weight to the recommendations of ANC 6A. Should you wish to discuss this letter with the Commission, please feel free to reach out to me at 6A04@anc.dc.gov.

On Behalf of the Commission,

amber K. Hove

Amber Gove

ANC 6A meetings are advertised electronically on, anc- 6a@googlegroups.com, and newhilleast@groups.io, at www.anc6a.org, on Twitter (@ANC6A) and through print advertisements in the Hill Rag.







District of Columbia Government Advisory Neighborhood Commission 6A PO Box 15020 Washington, DC 20003



November 20, 2021

Everett Lott, Director DC Department of Transportation 250 M Street SE Washington, DC 20003

Re: ANC 6A Support for Contraflow Bike Lane 1100 block of F Street NE

Dear Director Lott,

At a regularly scheduled and properly noticed meeting on November 10, 2021, our Commission voted 8-0-0 (with 5 Commissioners required for a quorum) to send a letter to your agency in support of installation of a contraflow bike lane on the 1100 block of F Street NE.

Thank you for giving great weight to the recommendations of ANC 6A. Should you wish to discuss this letter with the Commission, please feel free to reach out to me at 6A04@anc.dc.gov.

On Behalf of the Commission,

amber K. Hove

Amber Gove

<sup>&</sup>lt;sup>1</sup> ANC 6A meetings are advertised electronically on, anc- 6a@googlegroups.com, and newhilleast@groups.io, at www.anc6a.org, on Twitter (@ANC6A) and through print advertisements in the Hill Rag.



## Commission Correspondence of November 10 & December 2, 2021 Meetings





District of Columbia Government Advisory Neighborhood Commission 6A PO Box 15020 Washington, DC 20003



December 1, 2021

Everett Lott, Director DC Department of Transportation 250 M Street SE Washington, DC 20003

Re: Re: ANC 6A Support for Expanding Electric Vehicle Charging Options

Dear Director Lott,

At a regularly scheduled and properly noticed meeting on November 10, 2021, our Commission voted 8-0-0 (with 5 Commissioners required for a quorum) to send a letter to your agency in support of timely and creative solutions for electric vehicle (EV) charging, including both public and private options, with special consideration for EV owners who do not have access to off-street parking that allows them to directly access their residential outlets.

The DOEE website states that "In addition to mode shifting, electric vehicles and zero-emissions vehicles will play an important role in reducing transportation-related greenhouse gas emissions. Recognizing this, the city approved new vehicle electrification mandates and incentive programs in the Clean Energy DC Act. Among other things, the law calls for at least 25 % of vehicle registrations be zero-emissions by 2035." We also know many manufacturers have committed to ending their internal combustion engine on a faster timeline

In order to achieve these climate goals, neighbors need to have places to charge zero-emissions vehicles. As installed on private residences, ANC 6A supports a homeowner's access to cross their adjacent sidewalk and/or other public space with their associated level one or level two charging cable so long as the resident has properly accommodated safe transit over said cable, such as with an ADA compliant wire and cord ramp and/or the owner is present to ensure the safety of passersby by removing the cord as needed. In addition to allowing home owners to use their own electricity source for their EV, such public space allowances could also allow for residents with EVs to use their car battery as back-up home power during outages, which is not possible with a vendor-operated approach. Installations by private residents complements DDOTs plans to permit vendor-operated curbside charging stations in support of the District's commitment to the Transportation and Climate Initiative Program (TCI-P).

<sup>&</sup>lt;sup>1</sup> ANC 6A meetings are advertised electronically on, anc- 6a@googlegroups.com, and newhilleast@groups.io, at www.anc6a.org, on Twitter (@ANC6A) and through print advertisements in the Hill Rag.



## Commission Correspondence of November 10 & December 2, 2021 Meetings



ANC 6A also supports DDOT exploring the ability for homeowners to be able to install cable trenches or conduits below grade in public space adjacent to their residence, so that level one or level two cables can be run from their residence to a vehicle without causing ADA and safety issues. These solutions should also include technical safety standards for charging cables.

ANC6A supports the exploration of all other feasible measures to facilitate EV charging using public space. For example, DDOT should reconsider whether installing chargers in light poles may be appropriate, taking into consideration the fact that many EV owners do not need Level 2 charging at all times.

Based on initial constituent feedback, ANC 6A supports public electric vehicle charging stations in street parking on residential blocks, specifically including the 200 block of 10th St NE and the 1300 block of F St NE. We would also welcome the opportunity to discuss adding more blocks to this preliminary list.

Thank you for giving great weight to the recommendations of ANC 6A. Should you wish to discuss this letter with the Commission, please feel free to reach out to me at 6A04@anc.dc.gov.

On Behalf of the Commission,

amber K. Gove

Amber Gove

Chair, Advisory Neighborhood Commission 6A



## Commission Correspondence of November 10 & December 2, 2021 Meetings





District of Columbia Government Advisory Neighborhood Commission 6A PO Box 15020 Washington, DC 20003



November 20, 2021

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. 607 (327 Tennessee Avenue, NE)

Dear Mr. Moy,

At a regularly scheduled and properly noticed meeting on November 10, 2021, our Commission voted 8-0-0 (with 5 Commissioners required for a quorum) to support the request for the owners of 327 Tennessee Avenue, NE. Specifically, the applicant requests pursuant to Subtitle E § 206.4, Subtitle E § 5207, and Subtitle X § 902.1 for a special exception from the rooftop and upper floor requirements of Subtitle E § 206.1 to construct a third story addition to an existing, attached, two-story with cellar, principal dwelling unit. The design has taken measures to ensure that the modification does not negatively impact the privacy of neighbors, or their light and air. The owner has proven that the special exception criteria have been met through submission of architectural elevations and letters of support from neighbors. The ANC believes that this development will not substantially visually intrude upon the character, scale, and pattern of houses in the neighborhood.

Thank you for giving great weight to the recommendations of ANC 6A. Please be advised that Brad Greenfield and I are authorized to act on behalf of ANC 6A for the purposes of this case. Should you wish to discuss this letter with the Commission, please feel free to reach out to me at 6A04@anc.dc.gov or Mr. Greenfield at brad.greenfield@gmail.com.

On Behalf of the Commission,

amber K. Hove

Amber Gove

Chair, Advisory Neighborhood Commission 6A

ANC 6A meetings are advertised electronically on, anc- 6a@googlegroups.com, and newhilleast@groups.io, at www.anc6a.org, on Twitter (@ANC6A) and through print advertisements in the Hill Rag.



Ending Balance

#### Officer Reports - Treasurer



#### ANC 6A Treasurer's Report December 2021

Period Co	overed 11/1/2021-12/9/2021					
Checking	g Account:					
Opening	Account Statement				\$	39,865.50
Credits	None				\$	
New Dist	oursements: Irene Dworakowski (Webmaster/Agenda/Meetings Nov 2021 Services) Anna Tsaur (Notetaker November 2021 Services) Robb Dooling (Zoom Reimbursement)	Ck# 1994 Ck# 1995 Ck# 1996	\$ \$	765.89 250.00 58.29		
	Anna Tsaur (Notetaker Dec/Redistricting Mtg 2021 Services) Capital Community News, Inc. (Meeting Ads 1 yr/Community Ads) FedEx (Redistricting Flyers)	Ck# 1997 Ck# 1998 n/a	\$ \$ \$	62.50 4,452.00 100.00		
	Total New Disbursements		\$	5,688.68		
Uncashe	d Checks #1988-1993		\$	2,098.36		
Complete	ed Transactions Check #1987, Check Printing		\$	224.27		
Closing A	Available Checking Balance				\$	31,854.19
Savings	Account:					
Balance l Receipts:	Forward : Interest				\$ \$	100.05
Total Funds Available					\$	100.05
Closing Available Savings Balance			\$	100.05		
PETTY C	ASH SUMMARY					
Balance I	Forwarded				\$	25.00
Total Fun	ids Available				\$	25.00

25.00





#### Minutes

ANC 6A Community Outreach Committee (COC)
Advisory Neighborhood Commission (ANC) 6A
Regular Meeting - November 29, 2021

Meeting called to order at 7:02 pm.

Quorum present.

COC members present: Roni Hollmon (Chair), Stephanie Thangavelu, Gladys Mack, Sarah Bell and

Marc Friend

**COC members absent**: Jason Gresh

Commissioners present: Amber Gove, Sondra Phillips-Gilbert, Laura Gentile, and Keya Chatterjee

Presenters: Pastor Matthew Watson, Sarah Bell

**Community members present:** Kris Garrity and Mark Samburg, Members, ANC 6A Ad Hoc Bylaws Committee)

Christ City Church Grant: Pastor Matthew Watson and Sarah Bell presented a grant proposal for \$3,000.00, which will be used to support families in need within ANC6A. The event takes place at the Rosedale Recreation Center on December 18, 2021. Partners expected at the event include DC 127, Just Homes, Mamatoto, DC Water, Eliot Hine Middle School, and local restaurants to name a few.

Pastor Watson gave an overview of the Church's engagement with the Community, including Miner Elementary School; advocating on behalf of Reservation 13 and being a good neighbor to ANC 6A.

Commissioner Keya Chatterjee inquired if Christ City Church was open to additional partners. Sarah Bell said they would love additional partners.

Committee Member Stephanie Thangavelu inquired as to how recipients are identified. Sarah Bell answered that Miner Elementary and Eliot Hine had identified families and sent that information to the Church. Commissioner Phillips Gilbert also said that she has a list of families in her SMD also.

Committee Member Gladys Mack inquired as to how many baskets Christ City Church would be providing this year and if it would be over the 90 given last year. Sarah Bell answered they were planning to provide 150.

Committee Member Thangavelu inquired as to how much funds were available for grants. Chair Hollmon responded that we have \$8,000.00, with \$4,000.00 for the 1st half of the year and \$4,000.00 for the second half of the year. No other grants have been presented to COC at this time.





Chair Hollmon moved and Committee Member Mack seconded that the grant be approved for \$3,000.00. Motion carried 8-0-1.

Chair Hollmon then turned the meeting over to Commissioner Laura Gentile, Chair of the Ad Hoc Bylaws Committee, for a walk through of the Bylaws, Standard Operating Procedures (SOP) and Code of Conduct. Commissioner Gentile shared how the Committee came to draft the documents after advice from Gottlieb Simon, former head of Office of Advisory Neighborhood Commission (OANC) and a broad section of Bylaws from ANCs across the district.

The Bylaws document contains items required by DC code. The Standard Operating Procedures (SOP) contains things the ANC would like to do and the Code of Conduct lays out how representatives of ANC 6A should conduct themselves and how ANC 6A should engage with constituents in meetings, chats, etc.

Bylaws Committee Member Kris Garrity gave an overview that discussed the historic aspects of the ANC and how the Bylaws Committee came to draft the language in the SOP, specifically the Mission Statement.

Chair Veronica Hollmon gave an overview of the grant requirements and reminded people that ANCs are currently operating under an exception due to the COVID epidemic and that will be expiring sometime in January 2022; grant funding for food or duplication of DC services will go away.

Commissioner Gentile then opened the meeting to questions.

Committee Member Mack inquired as to how removal of committee members would be applied. Commissioner Gentile explained that the removal would be for cause and is targeted at people who just stop committee meetings. Because of Committee Member Mack's inquiry, the section will be edited to reflect 3 absences in a calendar year.

Commissioner Chatterjee thanked everyone who worked on the Bylaws Committee and was hoping that once ANC6A completes the process, that the documents could be submitted to OANC for a uniform template across DC's ANCs. Commissioner Chatterjee would like the names of the Committees to be changed to better reflect ANC 6A's values. It was decided that Committees would take up the issue at their meetings and choose to change or not change names and submit those names to the Commission.

Bylaws Committee Member Mark Samburg re-addressed the issue of unexcused absences and said better language would be in a twelve (12)-month period versus a year. Upon further discussion, it was decided that the Bylaws may recommend with no period stated would be better language. He also recommended language be added to the SOP that says standing committees may recommend to ANC 6A that the official name of the standing committee be changed.

COC Committee Member Mack inquired as to why the committees needed to be named when they could change. Commission Gentile explained it is a living document and would be edited as needed.

Committee Member Thangalevu recommended and Commission Gentile seconded that the Bylaws documents be referred to ANC 6A for adoption at the December 2021 meeting. Motion carried 9-0-0.





Chair Hollmon reminded that the next meeting will be December 13, 2021 (the 2nd Monday) and will be the Public Safety Symposium. She requested any additional speakers that the Commissioners want to hear from at that meeting be forwarded to her as soon as possible.

Meeting adjourned 8:01 pm.







11/21/2021

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

1. DATE OF APPLICATION

2. DATE OF PROJECT

OF	R A	CT	TT	TП	P <b>X</b> 7
UF		LI	ΙV	Ш	ľ

11/21/2021	12/10/2021			
3. APPLICANT ORGANIZATION NAME AND ADDRESS	4. EIN (TAX ID NUMBER)++			
CHRIST CITY CHURCH				
1322B H St NE, Washington, DC 20002	82-1851835			
5. CONTACT NAME	6. Title			
SARAH BELL	ELDER			
STACKIT BEEE	ELDER			
7. Address (if different from above)				
1700 E ST NE, UNIT 1 WASHINGTON, DC 20002				

12/18/2021

8. Telephone	8. FAX	
(703)999 - 3001	( ) -	

#### 10. E-MAIL ADDRESS

SARAH@CHRISTCITYDC.ORG

11. Brief Description of Proposed Project/Activity - Detailed Information on Separate Page (See Instructions)

TO PROVIDE HOLIDAY FOOD BASKETS ALONG WITH TANGIBLE ASSISTANCE TO FAMILIES WITHIN THE ROSEDALE COMMUNITY. 150 HOLIDAY FOOD CHECKS IN THE AMOUNT OF \$20 EACH.

#### 12. PROJECTED TOTAL COST

13. AMOUNT REQUESTED

\$3,000	\$3,000
---------	---------





14. OTHER SOURCES OF FUNDING (BRIEF) - DETAILED INFORMATION REQUIRED ON SEPARATE PAGE (SEE INSTRUCTIONS)

ONE TIME COST FOR HOLIDAY FOOD CHECKS. CHRIST CITY CHURCH WILL COLLECT DRY PANTRY ITEMS FROM THE CONGREGATION.

15. STATEMENT OF BENEFIT (BRIEF DESCRIPTION) - DETAILED INFORMATION REQUIRED ON SEPARATE PAGE (SEE INSTRUCTIONS)

FAMILIES, SENIOR CITIZENS, AND CHILDREN WITHING THE ROSEDALE AND SURROUNDING COMMUNITY WILL BENEFIT FROM HAVING A HOLIDAY MEAL PROVIDED.





#### **Christ City Church Proposal**

#### **Project Description and Goals**

Christ City Church is a non-profit faith community serving within ANC6A over the past 8 years. Last year, during the pandemic, we had the privilege of helping to provide holiday food baskets to 90 families in the Rosedale community. It was a grass-roots effort led by several ANC commissioners, church volunteers, and donations from Eliot-Hine food pantry and local restaurants. This year we would like to build on and expand those efforts by providing at least 150 food baskets to families with connections to ANC6 who have been hardest hit economically by the ongoing COVID-19 pandemic and who could use assistance this holiday season; families that include senior citizens and children.

Christ City Church, along with a number of community partners, nonprofit organizations, and neighborhood agencies will be providing holiday baskets for 150 families. The 150 families will primarily be selected by social workers with ties to ANC6 and Christ City; namely from Eliot-Hine Elementary School, Miner Elementary School, and DC127. The holiday baskets will include various food items donated from Christ City Church members and inkind donations secured from area grocers, restaurants, and farmers' markets. Additionally, Christ City is working to secure 150 coats for children which will also be available for families who are receiving a holiday basket.

On the day of distribution of the holiday baskets, area nonprofit and government agencies will be available to make families aware of additional resources available. Nonprofits and agencies who are tentatively slated to attend include: DC Water, Stay DC, Just Homes, DC127, and Miner Mutual Aid.

The aim of this event is to: 1) provide holiday food and cheer to our ANC6 neighbors, 2) provide access to helpful community resources, and 3) provide an event that contributes to relational community building within ANC6A.

#### Christ City Church is request \$3000.

The \$3000 would be used toward the purchase of 150 holiday food certificates. Many with in Rosedale are living on a fixed income or have lost their jobs during the pandemic and are still trying to make ends meet 18 months later. Having the provision of a holiday meal and helps a family feel seen and cared for, especially around a time of the year that they are looking to provide gifts and have a joyous celebration. The 150 certificates, valued at \$20 each, can be used to purchase a whole turkey, ham, or other grocery item of their choice.

#### **Statement of Benefit**

This event is intended to serve as a connection point to other resources. Not only will recipients receive a holiday food basket, but we have invited Just Homes, a non-profit in DC that connects families to sustainable and affordable housing, Stay DC, and city-wide initiative providing rental assistance, DC Water, which has resources for utility assistance, and a local coat drive that can help children be prepared for the winter ahead.

#### **Timeline**

We would like to purchase the food certificates by December 10<sup>th</sup>. Distribution will be on December 18<sup>th</sup>, at the Rosedale Recreation Center where volunteers will assemble baskets from 9-11. From 11-2, baskets will be available for pick-up at Rosedale Recreation Center. Neighbors will also be able to receive information from the vendors as well.

#### **Description of Requesting Organization**

Christ City Church is within ANC6A06 and is an active member of the Rosedale community and surrounding Ward 6 community for the past 8 years. As a congregation, we have met weekly at Miner Elementary School, and





have played an active role in the Miner Community, including the Miner PTO and Miner Mutual Aid. We have become a community partner by joining with the Miner Mutual Aid, Ward 6 Mutual Aid, and Cultivate the City school garden clean-ups to provide donations of needed items such as diapers, formula, backpacks, food for monthly Community Table events, and volunteers. Since 2016 we have joined Commissioner, Sondra Philips-Gilbert for the annual Halloween at Rosedale Safe Haven event by providing volunteers and financial assistance for event activities. These partnerships have allowed us to connect with ANC6 neighbors and Miner families in a consistent, authentic, and meaningful way.

#### **Budget**

The entirety of the requested amount of \$3,000 would be used to provide 150 \$20 gift certificates for families to secure food for the holiday season.

In addition to the funds from ANC6A, Christ City Church and Christ City Church members will be providing food stuffs for the holiday baskets as well as securing donations for children's coats for families receiving a holiday basket. Below is a forecasted in-kind and additional funding budget for this project.

Donor	Cash Donations	In-Kind Donations	Notes
ANC6A grant	\$3,000.00		
Christ City Church	\$500.00		financial donation
Christ City Members		\$3,000.00	food donations
Community Coat Donations		\$5,250.00	\$35*150 = 5250
Volunteer Time		\$2,283.00	20 volunteers @ 4 hrs @ \$28.54 per Independent Sector
Total Budget:		\$14,033.00	







Holiday Gift Check Program are most widely accepted and the easiest to redeem turkey & ham gift check.

Recipients choose the gift of any brand of turkey, ham and festive grocery items. Give them a gift check with the flexibility to choose a **Butterball**, **Norbest**, **Jenni-O**, **or any favorite turkey brand at virtually any grocery store nationwide or choose a Hillshire**, **Sarah Lee**, **Smithfield or any preferred ham brand!** Give a meaningful gift that can be shared anytime with their family and friends for a special celebration!

#### Easy for the recipient!

- Recipient may choose any brand turkey, ham, grocery gifts and even the pumpkin pies
- Flexible to meet special dietary restriction recipient chooses brand and grocery items
- Easy to use simply take the turkey & ham gift checks to virtually any favorite grocery stores nationwide. We strictly follow retailer and banking guidelines to ensure widely accepted and convenient to redeem (see retailer tips)
- Simply present gift checks at register and the whole amount will be applied to their grocery purchase easy as 1, 2, 3!





June 16, 2017

Christ City Church PO Box 15546 Washington, DC 20003

FIN: 82-1851835

Enclosed is a copy of the blanket letter from the Internal Revenue Service dated August 19, 2002, which outlines the Baptist General Association of Virginia's exemption for tax purposes. This includes, in addition to the General Association, its affiliated institutions, all other local associations, and their respective churches. As an affiliated church, **Christ City Church, Washington, DC**, is on the group exemption roster submitted to the Internal Revenue Service under section 501(c) (3) of the Internal Revenue Code.

You are a subordinate under the above group ruling #1966.

The IRS letter lists the address for the Baptist General Association of Virginia as PO Box 8568, Richmond, VA 23226. We are now using our street address, 2828 Emerywood Parkway, Richmond, VA 23294.

Sincerely,

David B. Washburn

David B. Wille

Treasurer, Baptist General Association of Virginia





#### **BAPTIST GENERAL ASSOCIATION OF VIRGINIA**

2828 Emerywood Parkway Richmond, VA 23294 BGAV.org 800.255.2428

June 16, 2017

Christ City Church PO Box 15546 Washington, DC 20003 FIN: 82-1851835

Enclosed is a copy of the blanket letter from the Internal Revenue Service dated August 19, 2002, which outlines the Baptist General Association of Virginia's exemption for tax purposes. This includes, in addition to the General Association, its affiliated institutions, all other local associations, and their respective churches. As an affiliated church, **Christ City Church**, **Washington**, **DC**, is on the group exemption roster submitted to the Internal Revenue Service under section 501(c) (3) of the Internal Revenue Code.

You are a subordinate under the above group ruling #1966.

The IRS letter lists the address for the Baptist General Association of Virginia as PO Box 8568, Richmond, VA 23226. We are now using our street address, 2828 Emerywood Parkway, Richmond, VA 23294.

Sincerely,

David B. Washburn

+ ) il B Walle

Treasurer, Baptist General Association of Virginia

Enclosure







Internal Revenue Service

Department of the Treasury

P.O. Box 2508 Cincinnati, OH 45201

Date: August 19, 2002

Person to Contact:
Yvette Davis 31-07341
Customer Service Representative
Toli Free Telephone Number:
8:00 A.M. to 6:30 P.M. EST
877-829-5500
Fax Number:

Baptist General Association of Virginia P O Box 8568 Richmond VA 23226-0568 682

> 513-263-3756 Federal Identification Number: 54-0575803

#### Dear Sir or Madam:

This is in response to your request for a letter affirming your organization's current exempt status.

In December 1968, we issued a determination letter that recognized your organization as exempt from federal income tax under section 501(c)(3) of the Internal Revenue Code. That letter is still in effect.

Based on the information submitted, we recognized the subordinates named on the list your organization supplied as exempt from federal income tax under section 501(c)(3) of the Code. Also, we classified those subordinates as organizations that are not private foundations because they are organizations of the type described in sections 509(a)(1) and 170(b)(1)(A)(i) of the Code.

Donors may deduct contributions to your organization's subordinates as provided in section 170 of the Code. Bequests, legacies, devises, transfers or gifts to the subordinates or for their use are deductible for federal estate and gift tax purposes if they meet the applicable provisions of sections 2055, 2106, and 2522 of the Code.

Your organization and its subordinates are not required to file federal income tax returns unless subject to the tax on unrelated business income under section 511 of the Code. If subject to this tax, the organization must file an income tax return on Form 990-T, Exempt Organization Business Income Tax Return. In this letter, we are not determining whether any of your organization or its subordinates' present or proposed activities are unrelated trade or business as defined in section 513 of the Code.

Unless specifically excepted, your organization and its subordinates are liable for taxes under the Federal Insurance Contributions Act (social security taxes) on remuneration of \$100 or more paid each employee during a calendar year. This does not apply, however, if your organization makes or has made a timely election under section 3121(w) of the Code to be exempt from such tax. Your organization and its subordinates are not liable for the tax imposed under the Federal Unemployment Tax Act (FUTA).

Each year, at least 90 days before the end of your organization's annual accounting period, please compile and forward the following information:





-2-

#### Baptist General Association of Virginia 54-0575803

- A statement describing any changes during the year in the purposes, character, or method of operation of your organization's subordinates;
- A list showing the names, mailing addresses (including Postal ZIP Codes), actual addresses if different, and employer identification numbers of subordinates that:
  - a. Changed names or addresses;
  - b. Were deleted from the roster; or
  - c. Were added to the roster.
- 3. For those subordinates added, attach:
  - A statement that the information on which your organization's present group exemption letter is based applies to the new subordinates;
  - b. A statement that each has given your organization written authorization to add its name to the roster;
  - A list of those to which the Service previously issued exemption rulings or determination letters;
  - d. A statement that none of the subordinates is a private foundation as defined in section 509(a) of the Code if the group exemption letter covers organizations described in section 501(c)(3);
  - The street address of subordinates where the mailing address is a P.O. Box.
- If applicable, a statement that your organization's group exemption roster did not change since the previous report.

The above information should be sent to the following address:

internal Revenue Service Center Attn: Entity Control Unit Ogden, UT 84409





-3-

Baptist General Association of Virginia 54-0575803

If your organization had a copy of its application for recognition of exemption on July 15, 1987, it is required to make available for public inspection a copy of the exemption application, any supporting documents and the exemption letter to any individual who requests such documents in person or in writing. You can charge only a reasonable fee for reproduction and actual postage costs for the copied materials. The law does not require you to provide copies of public inspection documents that are widely available, such as by posting them on the internet (World Wide Web). You may be liable for a penalty of \$20 a day for each day you do not make these documents available for public inspection.

Your organization's Group Exemption Number is 1966.

If you have any questions, please call us at the telephone number shown in the heading of this letter.

Sincerely

John E. Ricketts, Director, TE/GE Customer Account Services





#### **DRAFT**

## Advisory Neighborhood Commission 6A Operating Documents

# Bylaws Standard Operating Procedures Code of Conduct

Adopted [DATE]

**ANC 6A Bylaws** 





#### ARTICLE I. History & Mission

The name of this unincorporated elected body shall be the Advisory Neighborhood Commission (ANC) 6A. Hereinafter the word "Commission" shall be used to refer to ANC 6A.

#### ARTICLE II. Object

Section 1. The Commission has the duties and powers described in <u>PL 93-198</u> and <u>DCL 1-21</u> as amended.

#### ARTICLE III. Members

Section 1. The Commission shall be composed of those persons duly elected to represent the Single Member Districts (SMDs) within the Commission area.

Section 2. All members shall have equal voting rights followed by the principle of one person, one vote. There shall be no voting by proxy.

#### ARTICLE IV. Officers

Section 1. The Commission shall elect an Executive Committee comprising the Commission's Chair, a Vice-Chair, a Secretary, and a Treasurer.

Section 2. The election of officers shall take place at a meeting of the Commission in January of each year.

Section 3. Each candidate for office shall be nominated by a member of the commission. Commissioners may nominate themselves. Seconds are not required.

Section 4. When nominations are closed, the voting shall take place as determined by the Commission at that time. No secret ballots are allowed.

Section 5. The officers shall be elected to serve for one year or until their successors are elected. Their terms of office shall commence at the close of the meeting at which they are elected. In the event of a vacancy, the officer filling the vacant position shall only serve out the remainder of the term of the officer he or she replaced.

Section 6. A simple majority shall be required for election of officers. If there is not a simple majority after the first ballot, there shall be an election between the candidates receiving the most votes. In the event of a tie vote, the term shall be divided equally between the tied candidates. A coin toss or drawing of straws shall be used to determine the order in which the candidates serve.

Section 7. If there is a vacancy among any officers except the Treasurer, the Commission shall hold an election during the next meeting of the Commission. If there is a vacancy in the Treasurer position, the Commission may hold a special meeting to elect a new Treasurer.





Section 8. The Chair shall serve as a convenor of the Commission and shall chair the Commission meetings.

Section 9. The Chair shall have the power to call special meetings of the Commission and of the Executive Committee.

Section 10. In the Chair's absence, or when the Chair wishes to give up the chair, the Vice-Chair shall act as the Chair.

Section 11. The Secretary, or Designee, shall ensure that minutes are kept for all meetings of the Commission and that copies are distributed to all members of the Commission. The Secretary, or Designee, shall also ensure that notice is given for all Commission meetings as required by District law.

Section 12. The ANC 6A website (<a href="www.anc6a.org">www.anc6a.org</a>) shall serve as the central repository for all Commission records.

Section 13. The Treasurer shall be responsible for developing an annual fiscal year budget, preparing quarterly financial reports, keeping the Commission's financial records and accounts, and for executing its expenditures in accordance with DC law.

Section 14. All checks must be signed by two officers, one of whom must be either the Treasurer or the Chair.

Section 15. When officers are elected, the Commission will identify one officer who will serve as the Parliamentarian. This role will typically be filled by the Secretary but may be filled by another officer. The Parliamentarian will advise the Chair regarding adherence to Robert's Rules of Order.

Section 16. The officers shall have the assistance of the Commission staff in carrying out their duties as may be required.

#### ARTICLE V. Meetings

Section 1. Each January, the Commission shall decide on a schedule of meeting times and places for the next twelve (12) months. The Commission, however, may modify the schedule if necessary. In case of an emergency, the Chair may reschedule the meeting time or location.

Section 2. No official action may be taken by the Commission unless a quorum is present and a majority of those voting "yea" or "nay" vote in favor of the action.

Section 3. A quorum is a majority of the current Commission members. However, a quorum cannot be formed unless a majority of the SMDs have Commissioners.

Section 4. Special meetings of the Commission can be called by the Chair, the Executive Committee, or by written request of three Commission members. The purpose of a special meeting shall be stated in the notice and no other topic may be discussed at that meeting. Reasonable notice shall be given in writing.





Section 5. All meetings of the Commission shall be accessible to the public.

Section 6. The Commission is committed to non-discrimination on the basis of race, color, creed, class, national origin, sex, age, religion, ethnic identity, ethnicity, immigration status, language, culture, housing status, sexual orientation, gender, gender identity, economic status or disability as defined by the Americans with Disabilities Act of 1990 and shall conduct itself, and its meetings, in accordance with this commitment.

Section 7. As outlined in the DC Code, the Commission shall set aside a portion of each public meeting to hear the views of residents within the Commission area and other affected persons regarding problems or issues of concern within the Commission area and proposed District government actions that affect the Commission area. This will include previously considered comments that were not handled or addressed at the respective committee-level meeting.

Section 8. Any Commissioner may add an item to the agenda of a regular meeting provided that the Commissioner submits the item to the Chair at least eight (8) days in advance of the meeting.

Section 9. At least seven (7) days in advance of the Commission meeting, the Secretary, or Designee, will post the draft agenda to the ANC 6A website and update as needed as additional materials become available.

#### Section 10. Financial Conflicts of Interest

- a) Commissioners shall not use their official position or title for any purpose other than their official duties as a Commissioner, nor in any manner that the Commissioner knows or should know is likely to have a direct and predictable effect on their financial interests or the financial interests of a person closely affiliated with the Commissioner. No Commissioner shall substantially participate in a Commission matter that the Commissioner knows or should know is likely to have a direct and predictable effect on their financial interests or the financial interests of a person closely affiliated with the Commissioner.
- b) When a Commissioner becomes aware of a potential conflict of interest, the Commissioner is required to notify the Chair of the matter and nature of conflict at the start of the discussion of that item. The Commissioner will then be recused from the votes on that matter. If te Commissioner is the Chair, the Vice Chair will assume responsibility during the issue in question, as the Chair will be recused from the votes on that matter.

#### **ARTICLE VI.** Executive Committee

Section 1. The Executive Committee shall consist of a) the Chair; b) the Vice-Chair; c) the Secretary; and, d) the Treasurer.

Section 2. The Executive Committee of the Commission shall have the authority to establish special committees.

Section 3. The Executive Committee of the Commission shall have the power to propose a meeting agenda and make recommendations for the operation of the Commission, which include setting a consent agenda prior to Commission meetings.





Section 4. A majority of the members of the Executive Committee shall constitute a quorum of the Executive Committee.

Section 5. Meetings of the Executive Committee may be called by the Chair or by a majority of the Committee.

#### **ARTICLE VII. Other Committees**

Section 1. In addition to the Executive Committee, there shall be two other categories of committees: standing committees and special committees:

- Standing Committees are those created permanently by majority vote of the Commission. Such committees can also be dissolved by majority vote of the Commission.
- Special Committees are those created temporarily by the Executive Committee. These Committees dissolve if members do not provide updates to the Commission for more than three (3) months, do not meet for more than six (6) months, or if a majority of the Commission determines that their objective has been achieved. their objective is achieved.

Section 2. In accordance with District law, the position of Chair of each Commission Committee shall be open to any resident of the Commission area. The Chair of each Committee shall be appointed by the Commission.

Section 3. The Chair of the Commission shall ensure that items requiring Committee action are to be referred to the appropriate Committee chair(s) on receipt.

Section 4. Committee recommendations for Commission action shall be placed on the agenda for the first Commission meeting after they are adopted, unless the Commission objects.

Section 5. Committee Chairs shall serve for up to one year or until their successors are elected. In the event of a vacancy, the Committee Chair filling the vacant position shall only serve out the remaining term of the Chair who was replaced.

Section 6. Committee membership and chairs are approved annually at the first Commission meeting of the year. See Appendix A for a description of the Standing Committees.

Section 7. Committee members can be appointed at any time throughout a year. Potential Committee members must notify their SMD Commissioner and the Committee Chair that they would like to join the Committee, and must attend a meeting of that Committee prior to the consideration of their nomination by the Commission.

Section 8. All Committee meetings shall be announced on the ANC 6A website at least 24 hours in advance of the meeting except in case of an emergency or for other good cause.

#### **ARTICLE VIII. Standing Rules**





Section 1. The Commission may adopt rules to implement the requirements of these Bylaws and to enhance the efficiency and operation of the Commission. The rules may be adopted or amended by majority vote at any Commission meeting.

Section 2. The Commission shall adopt standing rules for handling constituent recommendations. The rules shall designate one person to ensure that constituent recommendations are referred to the proper Commissioner, Committee, or government agency for action.

#### ARTICLE IX. Parliamentary Authority

Section 1. Robert's Rules of Order shall govern the conduct of the Commission except where they are not consistent with District law.

#### ARTICLE X. Amendment of Bylaws

Section 1. Revision of these Bylaws requires a two-thirds vote of Commissioners present at a meeting of the Commission and "voting yea or nay." Each Commissioner shall have at least two (2) weeks prior notice that an amendment(s) is being proposed to the Bylaws. The notice shall include the suggested change(s).

Section 2. These Bylaws shall be consistent with all applicable federal and District of Columbia law. Any provision of these Bylaws inconsistent with federal or District of Columbia law shall be ineffective to the extent necessary to maintain consistency with law, and shall not invalidate any other provisions of these Bylaws.

Section 3. The Commission shall file an up-to-date copy of the Bylaws and all amendments thereto with the DC Council and the Office of Advisory Neighborhood Commissions within thirty (30) days of their adoption.





#### ANC 6A STANDARD OPERATING PROCEDURES

#### I. Address Information

The official mailing address of ANC 6A is: P.O. Box 75115
Washington, DC 20013

#### II. Declaration of Purpose

#### Mission

As elected officials, Commissioners are responsible for representing the interests of their community, including those who are historically underrepresented and underserved by government decision-makers.

The mission of the Commission is to represent all residents of 6A, while paying special attention to historic ramifications of systemic racism that have profound consequences on our community. The Commission recognizes and remembers all those who have been historically underserved and/or marginalized, including the Indigenous People on whose lands DC currently sits—the Nacotchtank, Piscataway, Doeg-Tauxenant, and Pamunkey Nations and Tribes—who have stewarded these lands for millennia, as well as the enslaved Africans and Black Americans, separated from their families and native lands by force, and made to labor to build this city and much of our region and the latest impact these histories have today. The Commission also recognizes that, as a result of gentrification, DC has one of the highest rates of displacement of native residents. In addition, DC has one of the highest rates of incarceration in the nation. Further, residents of ANC 6A have varying relationships with law enforcement and government.

The Advisory Neighborhood Commission system traces its origins to the Adams Morgan Organization (AMO), which was founded in 1972 by neighborhood advocates. During DC's transition to Home Rule, the AMO served as a powerful model of how local self-government could thrive. As community members serving on behalf of neighbors, Commissioners and Committee members (ANCs) must recognize that doing the right thing does not always mean acting on the wishes of the loudest voices. While ANCs must listen to all voices, ANC decisions and deliberations should always be made on behalf of all of the neighbors, including those that, for many reasons, are not contributing or unable to contribute during discussions.

And while ANCs must ensure that the voices of neighborhood residents are considered and heard, this does not necessarily mean that their individual views will be followed. In a similar vein, although government agencies are obligated to give "great weight" with

<sup>&</sup>lt;sup>1</sup> https://www.washingtonpost.com/local/in-the-district-gentrification-means-widespread-displacement-report-says/2019/04/26/950a0c00-6775-11e9-8985-4cf30147bdca\_story.html

https://www.prisonpolicy.org/profiles/DC.html

<sup>&</sup>lt;sup>3</sup> https://dccouncil.us/police-reform-commission-full-report/

<sup>4</sup> https://storymaps.arcgis.com/stories/724d1a6c62184eb1a2122262365a2314





respect to ANC recommendations and comments, they are not obligated to act in direct concert with those recommendations and comments. Government agencies must weigh the voices of all ANCs against the broader needs of the community and goals of the government.

ANC 6A values and promotes inclusiveness, diversity, and an environment that values respect, fairness, and integrity. ANC 6A acts in accordance with these values by treating fellow commissioners, committee chair and members, and the public with dignity, civility, and respect.

#### ANC Oath

Prior to assuming their official duties, each Commissioner must take the following oath: "I (name), having been duly elected as a Commissioner of the Advisory Neighborhood Commissioners of the District of Columbia do solemnly swear or affirm that: I, will support and defend the Constitution of the United States; that I will perform such duties as may be assigned to me as a member of said Commissions to the best of my ability without fear or favor; that I will exercise my best judgment and will consider each matter before me from the viewpoint of the best interest of the District of Columbia, as a whole; and that I will faithfully discharge said duties."

#### III. Meetings - Accessibility & Scheduling

- A. All Commission meetings shall be held at locations that are designed to reasonably accommodate the residents of the Commission area, depending on the issues to be considered by the Commission.
- B. Each participant is entitled to equal rights and treatment, no participant will be denied these rights because of race, color, creed, class, national origin, immigration status, sex, age, religion, ethnic identity, ethnicity, language, culture, housing status, sexual orientation, gender, gender identity, economic status or disability, as defined by the Americans with Disabilities Act of 1990 (ADA).
- C. The Commission will strive toward full accessibility for all of its residents.
- D. Whenever feasible and financially viable, the Commission will strive to make online participation available for all ANC meetings.
- E. In scheduling meetings, the Commission shall consider the occurrence of religious holidays that may affect levels of participation by both Commissioners and the community.

#### IV. <u>Committees</u>

A. Committees consider matters on behalf of the Commission in order to make recommendations for action by the Commission.





- B. Committee meetings are designed to allow for extended dialogue about proposed projects and issues. Commissioners and community members are encouraged to participate in these meetings. Commissioners are entitled to vote on committee business when in attendance at committee meetings. Commissioners in attendance are counted as members of a quorum, but do not increase the number of members required for a quorum to be present.
- C. At Committee meetings, the Chair will outline, to the extent possible, clarify, and share the amount of time per agenda item at each meeting, including times specifically reserved for community member feedback.
- D. Prospective Committee members are typically recommended for membership by their SMD Commissioner after consultation with the Committee Chair. The Commission will take into consideration the diversity of representation in the residents that it may appoint to Committees. Committee Chairs, and/or the Commissioner for the specific SMD, may recommend the removal of any committee member who has three or more unexcused absences without good cause within a 12-month period.
- E. Committees or Committee members may not represent the Commission before any agency or forum unless authorized by the Commission to do so. Authorization to present a report or finding by citizens who are not members of ANC 6A may be granted by a majority vote, and must be accompanied by a letter of authorization.
- F. The Executive Committee, Standing Committees and Special Committees are created as defined in the Bylaws. See Appendix A for a description of the Standing Committees.
- G. If so desired, a Standing Committee may, by majority vote of the Committee, recommend to the Commission that its official name be changed.

#### V. Meeting & Public Procedures

- A. Commissioners may raise or propose agenda items for inclusion in Commission meetings eight (8) days in advance of the meeting. In order to allow for extended discussion or review, it is preferred that such items be raised and reviewed by the relevant Committee before they are advanced to the full Commission.
- B. Anyone wishing to make a presentation before the Commission is encouraged to make a request through their SMD Commissioner or the Chair at least ten (10) days in advance of the meeting.
- C. The appropriate Committee Chair or SMD Commissioner is responsible for preparing resolutions, motions, reports and/or letters under whose jurisdiction the action falls.
- D. Materials for Commission meetings are included in the agenda package which is posted to the ANC 6A website 24 hours in advance of the meeting.





- E. Materials for Committee meetings are posted to the ANC 6A website 24 hours in advance of the respective meeting and updated as necessary.
- F. At the start of each meeting, the Commission may choose to vote to amend the agenda to include new, urgent items that were not included in the agenda in advance of the public notification.
- G. The Chair is responsible for setting the agenda and number of presenters at each meeting and, as such, with consent of the Commission, may choose to place limits on discussion time and number of presenters in the interests of managing the agenda.
- H. Unless the Commission authorizes other individuals to do so, the Chair is responsible for signing all official correspondence on behalf of the Commission, including motions, resolutions, reports, and related documents.

#### VI. Commission & Committee Meetings

- A. Commission and Committee meetings are official sessions to be conducted with the greatest of decorum and respect. As such, Commissioners should be addressed by their official title and last name. Both types of meetings are open to the public except when discussing personnel issues.
- B. The Commission Chair or Vice Chair will ensure that any items referred to the appropriate Committee are placed on the agenda for the next monthly meeting. The Chair reserves the right to defer to SMD Commissioners on matters that may be deemed time-sensitive or emergency in nature.
- C. For both Commission and Committee meetings, the Chair may open the floor to the public for its input on issues and place limits on discussion time and number of respondents.
- D. As outlined in Section V.A. of this document, to the extent possible, issues should be routed through Committees to allow for appropriate discussion and public notice prior to being raised before the full Commission.

#### VII. Consent Agenda

- A. The purpose of the consent agenda is to group routine Commission business items and reports into one agenda item. The consent agenda can be approved in one action, rather than filing motions on each item separately.
- B. If a Commissioner makes a motion to support an item at a Committee meeting and place it on the consent agenda, and if that motion passes unanimously, the item is placed on the consent agenda for the full Commission meeting. If, at the Committee level, any Committee member or Commissioner in attendances votes "no" on the





motion, the item cannot be placed on the consent agenda.

- C. Any Commissioner may request to have an item removed from the consent agenda prior to the full Commission meeting by sending a written request to the Chair.
- D. At the beginning of the Commission's full monthly meeting, after adopting the minutes from the previous meeting and the agenda for the present meeting, the Chair will move to adopt the consent agenda as drafted. If the motion passes, there will be no more discussion of the items on the consent agenda during the full Commission meeting.

#### VIII. Reports & Minutes

- A. <u>Committee Reports</u>. Committee Chairs will distribute reports to all Commissioners at least five (5) days in advance of the next regularly scheduled meeting in order to provide sufficient time for review. Commissioners should contact Committee Chairs with their comments as soon as possible to enable incorporation into the report prior to the next meeting.
- B. <u>Commission Meeting Minutes</u>. The Commission staff will prepare and share draft minutes from the previous month's meeting with the Secretary, or Designee, for review at least five (5) days before the next meeting. Following review, the Secretary, or Designee, will distribute to all Commissioners at least three (3) days before the next meeting to give Commissioners sufficient time to review and provide input.
- C. <u>Financial Reports.</u> The financial report will be emailed as a pdf file for inclusion in the agenda package at least three (3) days in advance of the next regularly scheduled meeting in order to give Commissioners sufficient time for review. Commissioners should contact the Treasurer with any comments as soon as possible to enable incorporation into the report prior to the next meeting.

#### IX. Use of Confidential Information

Commissioners may not<sup>1</sup>:

- A. Willfully or knowingly disclose or use confidential or privileged information acquired by reason of their position unless authorized or required by law to do so; or
- B. Divulge information in advance of the time prescribed for its authorized issuance or otherwise make use of or permit others to make use of information not available to the general public.

#### X. Dispute Resolution

<sup>&</sup>lt;sup>1</sup> https://dccouncil.us/wp-content/uploads/2021/01/PR24-0001b.pdf





- A. The Office of ANC (<u>oanc@dc.gov</u>) is the primary point of contact for any concerns or complaints about commissioners, questions or concerns regarding the operational procedures of Commission, and related issues.
- B. The ANC 6A Bylaws is the governing document for the Commission.
- C. Robert's Rules of Order is the official document governing parliamentary proceedings of the Commission.
- D. Applicable federal and District of Columbia law supersedes any rule, regulation or parliamentary procedure.





#### APPENDIX A: ANC 6A COMMITTEES

The Committees described below serve as forums to address issues that need more discussion and cannot be accommodated at a full Commission meeting due to time constraints. With the exception of the Executive Committee, ANC 6A Committee membership and chair positions are open to all ANC 6A residents. Committee Chairs are selected by vote of the Commission and serve for one year. The number of times that a Chair may be reelected is not limited.

The following roles and responsibilities are common to each Committee:

- Draft correspondence, which could include resolutions and letters, for Commission action;
- Coordinate public meetings, as necessary, to gather input for the Commission's consideration;
- Coordinate with the appropriate SMD Commissioner(s) on SMD-specific issues; and
- Promote membership and maintain a list of its members.

The roles and responsibilities that are unique to each committee are included below:

#### ALCOHOLIC BEVERAGE LICENSING (ABL) COMMITTEE

The ABL Committee advises the Commission on issues related to the DC government's Alcoholic Beverage Regulation Administration (ABRA). The ABL provides the community with the first opportunity to engage in all alcohol license issues in ANC 6A. As part of this effort, the Committee:

- Tracks applications for new licenses, license changes, and license renewals for ABRA-licensed establishments within ANC 6A;
- Works with appropriate SMD Commissioner(s) to negotiate and maintain settlement agreements on behalf of the ANC with ABRA-licensed establishments within ANC 6A;
  - Settlement agreements that address noise, safety, and/or trash management are required for each request for a new or renewal ABC license with ABRA.
- Assists Commissioners and community members in addressing concerns pertaining to ABRAlicensed establishments within ANC 6A; and
- As appropriate, represents ANC 6A in ABRA proceedings.

#### COMMUNITY OUTREACH COMMITTEE (COC)

The COC serves as a conduit for broader community outreach within the Commission. The Committee provides a sounding board for the community and advances specific concerns to the ANC. As part of this effort, the Committee:

- Holds presentations and offers forums and workshops of interest to the ANC 6A community;
- Works with the ANC to manage applications and make recommendations for grant funding;
   and
- Manages the social media for ANC 6A, in collaboration with the administrator.

#### **ECONOMIC DEVELOPMENT & ZONING COMMITTEE (EDZ)**

The EDZ Committee reviews, analyzes and publicly discusses proposed projects that are requesting relief from zoning regulations through the Board of Zoning Administration (BZA) or have an impact on the historic nature of Capitol Hill. As part of this effort, the Committee:





- Identifies appropriate issues related to job creation and business development [including housing development and policy as well as project development];
- Work with developers and other project proponents to encourage the inclusion of affordable housing and multi-family units wherever possible;
- Makes recommendations to the Commission to support or oppose requests for zoning relief;
- Researches and reports findings and provide recommendations to the Commission; and
- Tracks and notifies the Commission of all relevant hearing dates.

#### TRANSPORTATION AND PUBLIC SPACE COMMITTEE (TPS)

The TPS Committee reviews, analyzes and publicly discusses public space permit applications, DDOT and other public transportation or public space related proposals. The Committee also identifies areas of concern and works with the Commission and residents to facilitate the process with DDOT and other city agencies to remedy transportation and public space issues when determined appropriate. As part of this effort, the Committee:

- Hears from public space permit applicants, reviews applications and makes recommendations to the Commission for support or disapproval of public space permit applications;
- Develops transportation and public space related letters and resolutions for the Commission's consideration; and
- Tracks Traffic Safety Assessments (TSAs) and DDOT 311 requests and works with residents and the Commission to ensure requests are adequately fulfilled by DDOT and other city agencies.





#### APPENDIX B: GUIDELINES FOR ANC 6A GRANT APPLICATIONS

ANCs may award grants to organizations for public purposes as described in Section 310.13 of the DC Code. The Commission reserves the right to fund or not fund any legal grant application at its sole discretion, without explanation.

**Monetary Amounts:** When the Commission adopts an operating budget within sixty (60) days of receiving notice of its next fiscal year allotment from the District Government, it will include a line item amount for the Commission to support community grants during that fiscal year.

**Public Notice of Availability of Funding:** At the beginning of the fiscal year, the Commission will provide the Community Outreach Committee (COC) with a bifurcated allocation for grantmaking, subject to the availability of funding. Prior to the third quarter of the fiscal year, the Commission will perform a second analysis and, if additional funds are available, will inform the COC. The COC Chair shall publish the grant application form and the timeline for consideration to the ANC 6A website with grant applications being accepted at least twice a year. The COC may issue additional notices of grant opportunities based on the availability of funding.

#### I. Process

#### A. Eligibility

Only 501(c)(3) organizations based within the geographic boundaries of ANC 6A or those organizations which directly serve the community of ANC 6A may apply for funding. The applicant must propose to provide services, public in nature, that will benefit persons who live, work, learn, play or gather within the Commission boundaries and that do not duplicate those services already performed by DC government.

#### B. Applications

Applicants must include a written grant application; detailed description of the proposed project and public benefits; and detailed budget, statement of the total costs of the project, and other sources of funding.

Applications must be received by the COC Chair at least seven (7) days prior to action for approval/denial of application. A representative of the potential grantee organization must appear at the COC meeting when the grant request is first made, and then must appear at the Commission meeting when the grant application is considered.

#### II. Community Support

In an effort to support applications by 501(c)(3) organizations of all sizes and types, the COC is permitted to provide technical assistance regarding specific grant applications. On an annual basis, the COC shall consider ways to encourage non-traditional organizations,





new organizations, and minority-led organizations to apply for grants.

#### III. Financial Reporting Requirements

#### A. Required Documentation

Payment of grant awards will be supported by documentation, including vouchers, grant request letter or proposal, completed grant application form, receipts from the recipient organization detailing its expenditures, minutes of the meeting in which the Commission approved the grant an any other supporting information that may be required by the OANC or the DC Auditor.

#### B. <u>Timetable for Financial Reporting</u>

All funds granted must be used in a manner consistent with the grant application approved by the Commission. Within sixty (60) days after a grantee receives the grant award, the grantee must forward to the Commission a statement as to the use of the funds as described below:

- 1) For grantees that have expended all funds -- provide receipts totaling the grant amount.
- 2) For grantees that have not expended all funds provide a status report. Every month thereafter, the applicant should submit a status report until the funds are exhausted.

#### C. Failure of Grantee to Comply

Should a grantee fail to comply with Commission requirements or should it become known to the Commission that the grantee failed to comply with DC or federal requirements related to receipt and use of a grant the Commission may, at its sole discretion, refuse to provide future funding to the grantee.





#### **ANC 6A Code of Conduct**

The ANC 6A Code of Conduct provides guidance and standards for ethical and respectful conduct between Commissioners, Committee members, local residents, and others who may participate in Commission meetings and activities.

#### 1. INTRODUCTION

ANC 6A is committed to providing a safe, productive, and welcoming environment for all individuals who participate in its meetings, based on the full range of dimensions of diversity, including but not limited to: age, citizenship, disability, ethnicity, gender or gender identity, genetic information, national origin, physical appearance, race, religion, sex, sexual orientation, veteran status or other characteristic ("personal characteristics").

#### Public Participation in Meetings & Communication Forums

Commission and Committee meetings and related forums (e.g., ANC listserv) allow for the collegial exchange of ideas and discussion of issues related to the ANC 6A community. Civil discourse that includes and acknowledges a diversity of opinions and experiences is vital. Inappropriate behavior of any kind, including personal attacks, will not be tolerated. All ANC 6A meetings and related online communication forums -- including online listservs and chats/Q&As associated with virtual meetings -- are intended to be safe spaces. Commissioners, Committee members, community members, and anyone else who may participate in an ANC meeting is expected to:

- Be respectful
- Listen actively
- Respect diversity, including communication differences
- Respect privacy of participants
- Be aware of language diversity
- Handle disagreement constructively

Personal attacks will not be tolerated.

#### 2. KEY PRINCIPLES FOR COMMISSIONERS AND COMMITTEE MEMBERS

#### 2.1 Integrity

Commissioners and Committee members will not place themselves under any obligation to any individual or organization that might reasonably be thought to influence them in the performance of their duties. Commissioners will not take any actions on a matter where they have a financial or personal conflict of interest.

#### 2.2 Leadership

Commissioners and Committee members will promote and support the key principles by example and to maintain and strengthen the public's trust and confidence in the integrity of the Commission.





#### 2.3 Selflessness

Commissioners and Committee members have a duty to make decisions in the public interest.

#### 2.4 Impartiality

Commissioners will make decisions on merit and in accordance with the ANC Oath of Office when carrying out public business. This means fairness to all; impartial assessment; considering only relevant matters and paying particular attention to those who have been historically under-represented and discriminated against by the government.

#### 2.5 Accountability

Commissioners and Committee members are accountable to the public for their decisions and actions and should consider issues on their merits, taking into account the views of others within the community and seeking out voices who do not have the power or accessibility to be present at every meeting.

#### 2.6 Honesty

Commissioners and Committee members will abide by the Bylaws and guidelines outlined in the Standard Operating Procedures and the Code of Conduct.

#### 3. GUIDE TO ETHICAL DECISION MAKING

- 3.1 If a Commissioner is unsure about the ethical issues around an action or decision, they should consider these five points:
  - Is the decision or conduct lawful?
  - Is the decision or conduct consistent with the Commission's Bylaws, Standard Operating Procedures, or Code of Conduct?
  - What will the outcome be for the Commissioner, the Commission, and the community, especially for those underrepresented?
  - Do the outcomes raise a conflict of interest or lead to private gain or loss at public expense?
  - Can the decision or conduct be justified in terms of the public interest and would it withstand public scrutiny?

#### Seeking advice

3.2 Commissioners have the right to question any instruction or direction given to them that they think may be unethical or unlawful. If a Commissioner is uncertain about an action or decision, he or she may choose to seek advice from the ANC 6A Chair, the OANC, or any relevant Governmental organization.

#### 4. GENERAL CONDUCT OBLIGATIONS

#### General conduct

4.1 Commissioners must not conduct themselves in a manner that is likely to bring the Commission into disrepute. Specifically, Commissioners must not act in a way that





- a) contravenes the Commission's relevant administrative requirements and policies;
- b) is improper or unethical;
- c) is an abuse of power or otherwise amounts to misconduct;
- d) causes, comprises or involves intimidation, harassment or verbal abuse; or, involves prejudice in the provision of a service to the community.
- 4.2 Commissioners must act lawfully and honestly and must exercise a reasonable degree of judgment.

#### Fairness and equity

- 4.3 Commissioners must consider issues consistently, promptly and fairly. Commissioners must deal with matters in accordance with established procedures, in a non-discriminatory manner.
- 4.4 Commissioners must take all relevant facts available into consideration and have regard to the particular merits of each matter.

#### Harassment and discrimination

- 4.5 ANC 6A commits to create a community dedicated to the principles of equity and antidiscrimination and focused on supporting those who have been historically underrepresented and underserved by government decisionmakers.
- 4.6 Commissioners will not harass, discriminate against, use any language that is disparaging or support others who harass and discriminate against colleagues or members of the public. This includes, but is not limited to harassment and discrimination on the grounds of race, color, gender, sexuality, class, disability, religion, age, homelessness, national origin, or familial status.
- 4.7 Commissioners and Committee members are expected to speak up if they witness any injustice, discrimination or exclusion of anyone else.
- 4.8 Each Commissioner and Committee member shall attend, at least annually, an anti-racism training or presentation which may be offered by the DC Office of Human Rights or community-based organizations located in or serving ANC 6A. Documentation of such training shall be submitted to the Chair on an annual basis prior to the first meeting of the year. The Commission will consider paying for the cost of a trainer or training course. Any training would need to be pre-approved by the OANC.

#### **Public Comment**

4.9 Commissioners in the course of their duties may provide comment regarding issues within their specific SMDs. However, only Commissioners that have been designated through official action by the Commission may publicly comment on or otherwise represent the official position of the Commission.

While it is recognized that Commissioners and Committee members, as residents of the community, have the right to publicly comment and enter into public debate on the



## Committee Reports Community Outreach Committee (COC)



political and social issues, they will take care to clarify that their views are personal and not representative of the official Commission.

Commissioners and Committee members will work to hear from as many constituents as possible, in particular those from communities that have been traditionally excluded or marginalized from government services and opportunities.

#### 5. ACCESS TO INFORMATION AND COMMISSION RESOURCES

- 5.1 The Chair and the Secretary, or Designee, must provide full and timely information to Commissioners to enable them to carry out their duties. Such information shall be made available to the public through the ANC 6A website unless prohibited by Federal or DC law, ANC 6A Bylaws, or if it contains personally identifying information of a constituent who has not provided permission.
- 5.2 Commissioners who provide any information to a particular Commissioner in the performance of their civic duties must also make that information available to other Commissioners who may request it.





#### Minutes

Alcoholic Beverage Licensing (ABL) Committee Advisory Neighborhood Commission (ANC) 6A Tuesday, November 23, 2021, 7:00 pm Virtual Meeting—Held on Zoom

Pursuant to notice duly given, a meeting of the Alcohol Beverage Licensing Committee ("Committee") of ANC 6A was held commencing at 7:00 pm EST on November 23, 2021, on a publicly posted Zoom event.

Committee Members Present: Mona Hatoum, Kara Hughley, Joe Krisch, Ian Stanford, Erin Sullivan, Mike Velasquez

Commissioners Present: Mike Soderman (6A03)

Establishment Representatives Present: Ali Azima, Zandrique Harrold, Aggee Makong (Milk & Honey)

- I. Call to Order/Approval of Agenda/Approval of Minutes
  - Ms. Hatoum called the meeting to order at 7:02 pm. The minutes from the September 28, 2021 meeting of the Committee were approved via unanimous consent.

#### II. New Business

- Discussion of application by Thompson Retail Group, LLC, t/a Milk & Honey, at 1116 H St. NE (ABRA #119672) for a Class C Restaurant License.
  - o In addition to the Class C Restaurant License for which it has applied, Milk & Honey is seeking a stipulated license.
  - Mr. Azima provided some background on Milk & Honey, noting that it is a Southern food establishment with several locations. They hope to open the H Street location by mid-December 2021.
  - Mr. Azima noted that alcohol sales will be approximately 5-7% of sales. Milk & Honey plans to serve mimosas with brunch and to offer customers canned beer and bottled wine.
  - The Milk & Honey in the old Smith Commons space was run by a previous owner, who sold some of his establishments to the license applicant.
  - Ms. Harrold and Mr. Azima noted that they plan to have a roll-up door but no outdoor space or roof deck.
  - Commissioner Soderman asked whether there is an intent for amplified music. Mr.
     Azima responded that there will be no amplified or outdoor music, just ambient indoor music.
  - Sales will be made from behind a counter. There will only be one level and no bar.
  - Mr. Stanford moved that the Committee recommend that the ANC protest the
    application unless a Settlement Agreement is reached between the license applicant
    and ANC 6A prior to the protest deadline, and that the Chair and Co-Chair of the ANC
    and the Chair and Vice Chair of the ABL Committee represent the ANC in this matter.
    - Ms. Hughley seconded the motion and the motion passed unanimously with a vote of 7-0.
  - o Mr. Stanford moved that the Committee recommend that the ANC write a letter of support for a stipulated license if a Settlement Agreement is reached.
    - Commissioner Soderman seconded the motion and the motion passed unanimously with a vote of 7-0.





- Discussion of nomination of ABL member to serve as Co-Chair
  - o Mr. Krisch moved to nominate Mr. Ian Stanford as Co-Chair of the ABL Committee.
    - Ms. Sullivan seconded the motion and the motion passed unanimously with a vote of 7-0.

The meeting was adjourned at 7:23 pm.





December XX, 2021

#### By Email

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

Mr. Anderson:

At a regularly scheduled and properly noticed meeting<sup>1</sup> on December 9, 2021, our Commission voted X-X-X (with 5 Commissioners required for a quorum) to support the stipulated license application of Thompson Retail Group, LLC, t/a Milk & Honey, at 1116 H Street NE (ABRA #119672) for a Class C Restaurant alcohol beverage license.

If you have any questions, please do not hesitate to contact either Mona Hatoum at monahatoum@gmail.com.

On behalf of the Commission,

Mona Hatoum Co-Chair, ANC 6A ABL Committee

ANC 6A meetings are advertised electronically on, anc-6a@googlegroups.com, and newhilleast@groups.io, at www.anc6a.org, on Twitter (@ANC6A) and through print advertisements in the Hill Rag.





### THE DISTRICT OF COLUMBIA ALCOHOLIC BEVERAGE CONTROL BOARD

In the Matter of:	
Lydia on H, LLC t/a Lydia Restaurant & Lounge	)
Applicant for a New Retailer's Class CR License	) License No.: ABRA-119312 ) Order No.: 2021-867
at premises 1427 H Street, NE Washington, D.C. 20002	) ) ) )

Lydia on H, LLC, t/a Lydia Restaurant & Lounge, Applicant

Mona Hatoum, on behalf of Advisory Neighborhood Commission (ANC) 6A ABL Committee

BEFORE: Donovan Anderson, Chairperson

James Short, Member Bobby Cato, Member Rafi Crockett, Member Jeni Hansen, Member Edward S. Grandis, Member

#### ORDER ON SETTLEMENT AGREEMENT

The official records of the Alcoholic Beverage Control Board (Board) reflect that Lydia on H, LLC, t/a Lydia Restaurant & Lounge (Applicant), Applicant for a new Retailer's Class CR License and ANC 6A have entered into a Settlement Agreement (Agreement), dated November 2, 2021, that governs the operations of the Applicant's establishment.

The Agreement has been reduced to writing and has been properly executed and filed with the Board. The Applicant and ANC 6A, are signatories to the Agreement. The Applicant and Mona Hatoum, on behalf of ANC 6A, are signatories to the Agreement.





Accordingly, it is this 1st day of December 2021, ORDERED that:

 The above-referenced Settlement Agreement submitted by the parties to govern the operations of the Applicant's establishment is APPROVED and INCORPORATED as part of this Order, except for the following modifications:

Subsection 3(f) (Music/Dancing/Entertainment) – This Subsection shall be removed.

Subsection 3(g) (Music/Dancing/Entertainment) - This Subsection shall be removed.

The parties have agreed to these modifications.

2. Copies of this Order shall be sent to the Applicant and ANC 6A.





District of Columbia
Alcoholic Beverage Control Board

| District of Columbia
| Alcoholic Beverage Control Board
| District of Columbia
|

Pursuant to D.C. Official Code§ 25-433(d)(l), any party adversely affected may file a Motion for Reconsideration of this decision within ten (10) days of service of this Order with the Alcoholic Beverage Regulation Administration, 2000 14<sup>th</sup> Street, N.W., Suite 400S, Washington, DC 20009.

Also, pursuant to section II of the District of Columbia Administrative Procedure Act, Pub. L. 90-614, 82 Stat. 1209, D.C. Official Code §2-510 (2001), and Rule 15 of the District of Columbia Court of Appeals, any party adversely affected has the right to appeal this Order by filing a petition for review, within thilty (30) days of the date of service of this Order, with the District of Columbia Coult of Appeals, 430 E Street, N.W., Washington, D.C. 20001; (202/879-1010). However, the timely filing of a Motion for Reconsideration pursuant to 23 DCMR §1719.1 (2008) stays the time for filing a petition for review in the District of Columbia Court of Appeals until the Board rules on the motion. See D.C. App. Rule 15(b) (2004).







by and between

Lydia on H, LLC t/a Lydia Restaurant & Lounge (ABRA-119312) 1427 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 is encouraged 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 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 Class C Restaurant License at the subject premises; and,

Whereas the parties wish to state their mutual intention and commitment to promote the success, peace, order, quiet, and equity 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:

- 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 and recycling, 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.).
  - Maintaining regular trash, garbage, and recycling removal service, regularly removing trash and recycling from the trash and dumpster area, and seeing that the trash and dumpster area remain clean.

Settlement Agreement between Lydia Restaurant & Lounge and ANC6A Page 1 of 4





- c. Depositing trash, garbage, and recycling only in rodent-proof dumpsters, and seeing that dumpster covers fit properly and remain fully closed except when trash, recycling, 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 and recycling, removing snow and ice from the sidewalk, and complying with all applicable D.C. laws and regulation in these respects.
- f. 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.
- Not locating trash bins, chairs, tables, or other equipment on public space without a valid space permit.

#### 2. Business Operations and Practices.

- Applicant will not, directly or indirectly, sell or deliver alcohol to any intoxicated person or to any person who appears to be intoxicated.
- 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 shall bring an open container of an alcoholic beverage into the establishment from outside sources, and shall exit the establishment with an open container of an alcoholic beverage.
- d. Applicant will not provide or sell alcoholic beverages "to go" except as authorized by DC law.
- e. Applicant agrees not to promote or participate in bar or pub "crawls" or any other event of this nature unless the event has been reviewed and approved by the ABC Board.
- f. The licensed establishment will be managed in person by Applicant or a board-licensed manager.
- g. Applicant, and all employees that are designated to serve alcoholic beverages, shall attend and complete an alcoholic beverage server training course/seminar.
- h. Applicant shall post a notice kept in good repair and visible from point of entry a sign that states:
  - 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;
  - 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.
- Applicant shall make every effort to prohibit and prevent criminal activity on or in front of the establishment premises, to include:
  - i. Calling appropriate emergency services if illegal activity is observed;
  - Keeping a written record of dates and times (a "call log") when emergency services are called for assistance; and
  - iii. 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.
- 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 Lydia Restaurant & Lounge and ANC6A Page 2 of 4





- 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, consistent with District of Columbia light pollution regulations, 12-K DCMR § 409.
- Applicant shall provide valet parking services only with valet parking companies as defined, licensed, and in compliance with D.C. Municipal Regulations Title 24 Chapter 16. Applicant will not engage in valet parking that results in vehicles parked in residential parking spaces.

#### 3. Music / Dancing / Entertainment.

- a. Applicant agrees to ensure that sounds originating from within the establishment are mitigated by installing adequate soundproofing.
- b. No sound, noise, music, or voices emanating from the licensed establishment shall be of such intensity that it may be heard in any premises other than the licensed establishment. This restriction does not apply to: (1) sound, noise, music, or voices heard in any premises which are located within a C-1, C-2, C-3, C-4, C-M, or M zone, as defined in the zoning regulations for the District, and (2) sound, noise, music, or voices occasioned by the normal opening of entrance and exit doors for the purpose of ingress and egress.
- c. In order to mitigate noise on a sidewalk café or summer garden the following steps will be taken:
  - Applicant shall not offer any type of entertainment or pre-recorded music on the summer garden and/or sidewalk café;
  - ii. A fence or other barrier will enclose the entire perimeter:
  - No fewer than two signs will be clearly posted to remind guests to keep their voices at normal speaking volume;
  - Staff will monitor the outdoor area to make sure guests do not raise their voices above normal speaking tones; and
  - Potted plants, trees, fountains, or other types of noise mitigation techniques will be incorporated into the decor.
- d. The hours of operation for a sidewalk café and/or summer garden are limited until 11:00 pm Sunday through Thursday evenings and 12:00 am on Friday and Saturday evenings. The sale and consumption of alcoholic beverages must end at that time and the patio must be cleared of all patrons and staff.
- e. Applicant may offer facilities for dancing for patrons only with an entertainment endorsement and may have recorded and background music without an entertainment endorsement. "Entertainment" means live music or any other live performance by an actual person, including live bands, karaoke, comedy shows, poetry readings, and disc jockeys. The term "entertainment" shall not include the operation of a jukebox, a television, a radio, or other prerecorded music.
- All CT license holders with an entertainment endorsement must have an ABRA-accepted security plan in place.
- g. The kitchens for all CR license holders shall remain open and operational up until at least one hour prior to closing.
- 4. Cooperation with ANC 6A. Applicant is encouraged to work with ANC 6A, 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 to address concerns arising from violations of this agreement.
- Modifications. This Agreement may be modified and such modification implemented by Applicant only by
  mutual agreement of the parties in writing and the subsequent approval of the modification by the ABC
  Board pursuant to DC Official Code§ 25-446 or as required by District law.

#### 6. Miscellaneous.

a. Applicant shall retain a copy of this Settlement Agreement in the establishment and have it available

Settlement Agreement between Lydia Restaurant & Lounge and ANC6A Page 3 of 4





for review upon request.

- 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.
- c. Applicant is encouraged to participate in a Business Improvement District if one exists.
- d. If any provision of this agreement, or any portion thereof, is held to be invalid or unenforceable, the remainder of the agreement shall nevertheless remain in full force and effect.

#### 7. Enforcement

- a. If any party hereto believes in good faith that the applicant is in violation of this agreement, written notice specifying the alleged violation shall be delivered to the applicant. The applicant shall have ten (10) days after receipt of such written notice to come into compliance with this agreement or respond to said alleged notice of default. In cases where the defaulting Party reasonably requires more than ten (10) days to come into compliance, the defaulting Party shall, within ten (10) days, make substantial efforts toward compliance and pursue those efforts until the default is corrected.
- b. Applicant and the ANC 6A Commission agree to enter into this agreement. If the applicant should breach the conditions of this agreement and fail to come into compliance or make substantial efforts toward compliance as provided by Section 7(a) of this agreement, it is understood by all parties that the ANC 6A and/or its committees, or others may immediately petition the Alcohol Beverage Regulatory Administration (ABRA) to investigate violations of this agreement and take appropriate actions per 23 D.C.M.R.
- c. This Settlement Agreement is binding on the applicant and its successors 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.

By: Victor Chizinga	Date: 10/29/21
Signature:	
Advisory Neighborhood Commission 6A Representative:  By: Mona Hataim	Date: 11 2 21
Signature:	

Settlement Agreement between Lydia Restaurant & Lounge and ANC6A Page 4 of 4





# Meeting Report SPECIAL JOINT ANC TPS 6A and 6B PUBLIC MEETING On

17<sup>th</sup> ST. and 19<sup>th</sup> STREETS NORTHEAST and SOUTHEAST (From Benning Rd. to Barney Cir.)
Monday, November 15, 2021 at 7:00 pm

On Monday, November 2021, ANC6A and 6B met jointly with District Department of Transportation (DDOT) representatives Will Handsfield and Linda Bailey to discuss traffic safety improvements on 17th Street and 19th Street, from Benning Road to Barney Circle, including improvements to cycling infrastructure and other measures such as raised speed tables and crosswalks. Mr. Handsfield stated that DDOT is looking into speeding, unsafe drivers in this corridor in response to Traffic Safety Investigation requests; and the need to provide safety for people transiting to schools in the corridor; recreation centers; and amenities such as the RFK Fields. Improving the corridor by narrowing the vehicle travel lanes and installing new bike infrastructure meets the mayor's Vision Zero, Move DC, and sustainability goals by getting more people to cycle and reducing vehicle traffic speed.

Mr. Handsfield presented DDOT concept drawings on the new bike infrastructure (attached). He stated that other tradeoffs to be considered are relative need for parking, sightlines, changes to rush hour lanes. Mr. Handsfield noted that existing bike infrastructure and design in this corridor did not reduce speed or make people feel safe using the lanes/sharrows.

There was robust discussion by Commissioners, who noted general concerns with speed in the corridor, and specific concerns about: the 17th and C Street NE intersection; bike safety on Potomac Avenue at 18th Street SE; the intersection north of Benning Road with heavy vehicles causing increased danger at any speed; the need to create low-stress routes tailored to each area that allow bike connections around the city to increase bike trips; Barney Circle; the need for traffic enforcement in addition to safety design.

After Commissioner discussion, the floor was opened to members of the public to comment. Speakers touched on issues including: a major goal for safe routes to school; the need to protect children (one speaker noted her child had recently been the victim of a hit and run in the corridor); the need to increase pedestrian safety by Historic Congressional Cemetery for people walking there; and a preference for protected bike lanes over buffered bike lanes; an inquiry about speed cameras; and the need to make the roads safer for pedestrians, bikes, and drivers.

Commenters (including an ANC 7D Commissioner) also raised the issue of enhancing safety on 19th Street by extending the protected bike lane north of C Street to Benning Road NE.





12/9/2021

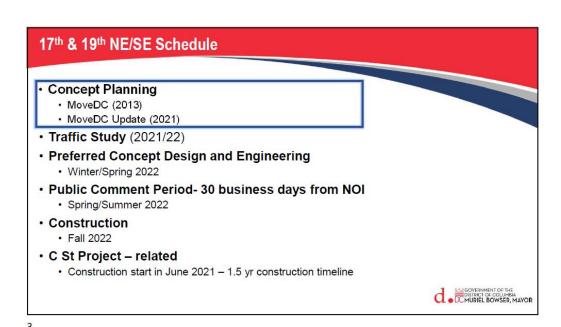


Agenda
Background
Purpose and Need
Concept Alternatives
Discussion





12/9/2021





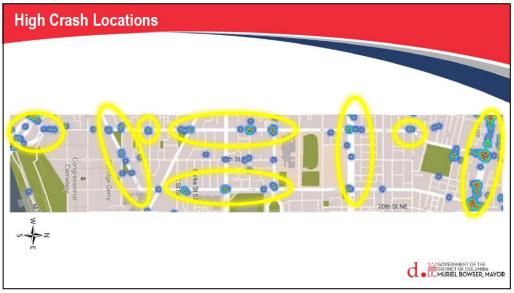




12/9/2021



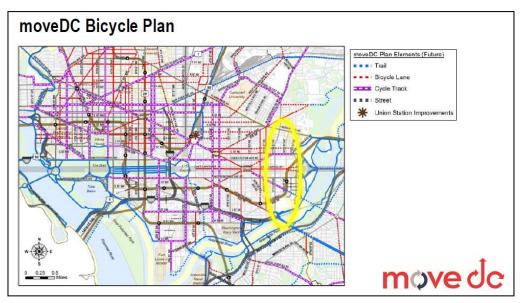
)



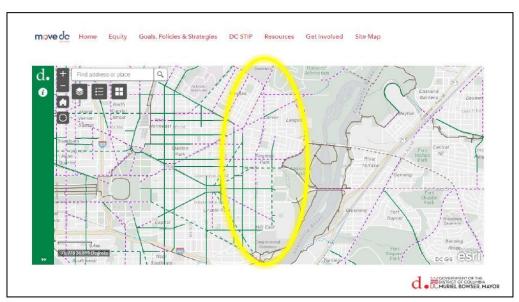




12/9/2021



9







12/9/2021



11







12/9/2021



13







12/9/2021

### Why is DDOT considering changing this corridor now?

District-wide objective to create a connected, protected network of bicycle routes usable by all ages and abilities of cyclists.

TSA requests from community related to intersection of  $17^{th}/D$  SE,  $19^{th}/Constitution$ ,  $17^{th}$  from Benning to East Cap.

Safe Routes to Rosedale Rec, Miner ES, Eliot Hine MS, Eastern HS

Overall interest in diminishing traffic dangers from these two minor arterial streets as they traverse the residential neighborhood.

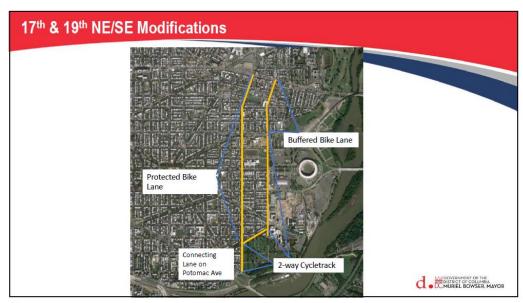
Desire for continuous connections between RFK Fields, Eliot Hine MS, Eastern HS, Reservation 13 development, and larger Hill community

Improve bicycle access to/from the Anacostia River Trail

DDOT interest in addressing safety issues along the larger Mt. Olivet/17<sup>th</sup> Street corridor



15



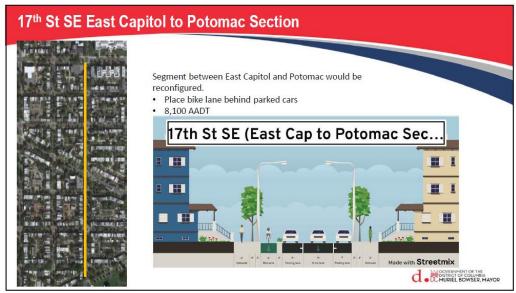




12/9/2021



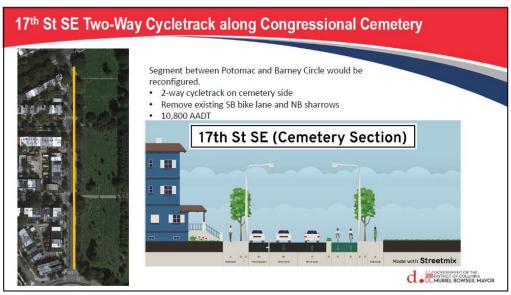
17







12/9/2021



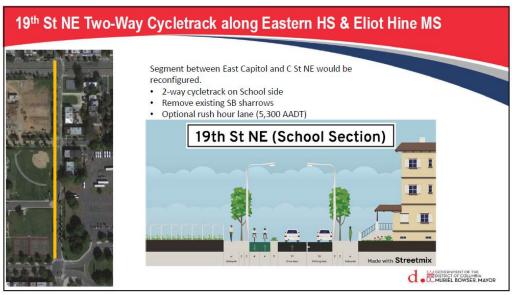
19







12/9/2021



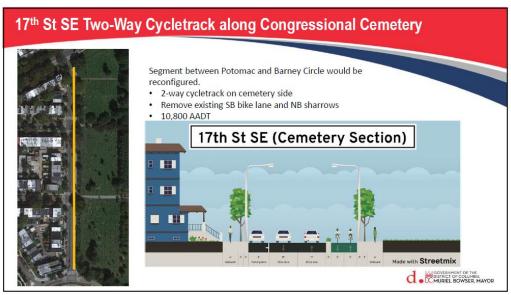
21







12/9/2021



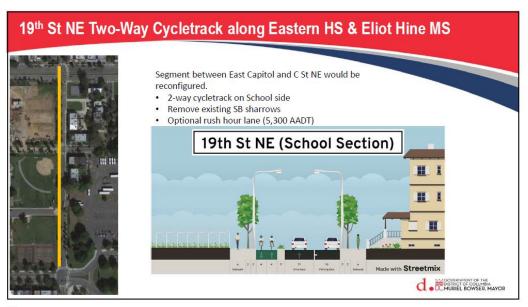
19







12/9/2021



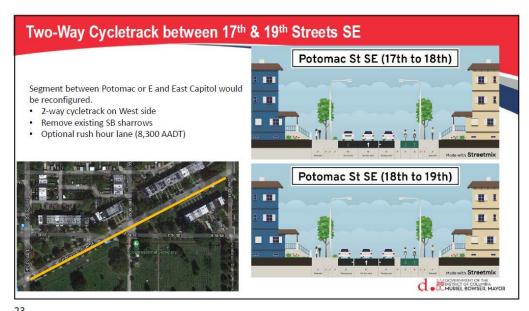
21







12/9/2021



23

#### **Trade-Offs to Consider**

### Neighborhood Considerations

- · Relative need for parking
- Rush Hour Lane trade offs
- · Comfort level with vehicle setbacks

#### **Big Picture**

- Contribution to Sustainable DC / MoveDC / Climate Adaptation plans
- Contribution to Vision Zero (eliminating traffic injuries/fatalities citywide)
- · Rush Hour Lane trade offs

#### Did We Miss Anything?

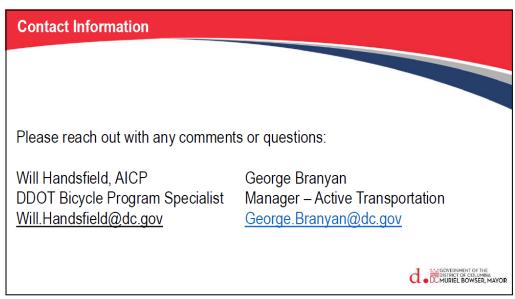
- What else is important to consider here?
- What is the right balance of tradeoffs between the goals the city is committed to achieving and issues on the ground?



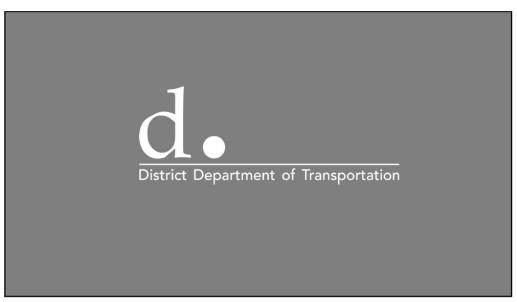




12/9/2021



25







#### **MINUTES**

ANC 6A Economic Development & Zoning Space Committee Meeting Virtual Meeting via Zoom
Wednesday, November 17, 2021 at 7:00 pm

Present:

Members: Brad Greenfield (Chair), Dan McPheeters, Sam DeLuca, Mike Cushman, Jake Joyce Commissioners: Keya Chatterjee, Phil Toomajian (joined during the meeting)

Brad Greenfield chaired the meeting.

#### **Community Comment**

None

#### **Previously Heard Cases**

Mr. Greenfield summarized previously heard cases.

#### **Old Business**

1. 905 L Street, NE (BZA Case#20606): Request pursuant to Subtitle E § 5201 and Subtitle X § 901.2 for a special exception from the rear yard requirements of Subtitle E § 306.1, and pursuant to Subtitle X § 1002 for an area variance from the lot occupancy requirements of Subtitle E § 304.1 to construct a rear deck to an existing, attached, two-story with cellar, principal dwelling unit. BZA Case Scheduled for 02/02/2022.

The owner, Mr. Chris Brown, presented the project. This project was tabled at the October 2021 EDZ meeting. Mr. Greenfield noted that since that meeting, the relief request has changed to require a special exception for lot occupancy, rather than a variance. Mr. Brown confirmed that the project has changed to require 70% lot occupancy, requiring only a special exception. The special exception on yard setback is still required; the project has a setback of 19.125 square feet, when 20 square feet is allowed by right.

There were several questions brought up from the October meeting. There was a question about why a special exception for being 10 feet beyond an adjacent wall was not required. Mr. Brown stated that he did not know why BZA did not note that relief in their referral, but that he was checking. Mr. Greenfield asked the architect what distance the addition extends from the neighbor's rear wall. The architect replied that if they did not count the deck, then the difference is less than 10 feet and a special exception would not be needed. He said that he was not sure how DCRA calculated that distance.

Mr. Brown said that he has shared the project plans with his neighbors, and has letters of support from both adjacent neighbors. Tony Darrow, the architect for the project, said that they removed trellis work on the back deck and, that in combination with the deck being less than 4 feet above grade, resulted in it not counting against lot occupancy, which reduced the relief request. Mr. Darrow also said that they reduced the addition slightly to make the lot occupancy be 70%. Mr. Darrow said that he hoped the ANC would support the project in its new configuration, noting that the back room is now very tight.





Mr. Greenfield stated that he appreciated the change in the plans so that they did not require a variance. Mr. Cushman stated he was disappointed that the new plans had not been posted online prior to the meeting. Mr. Cushman stated that he is against variances, so he was glad to see the new design. Mr. Darrow stated that he would be willing to come back after BZA has posted the updated plans and get the EDZ recommendation then. Mr. DeLuca stated that he was also concerned about the previous plans that included a variance, so he believes the new plans resolved his concerns. Mr. Greenfield stated that he felt like the EDZ could not take a vote now, since the exact relief request was unknown, but that the EDZ could consider the project as soon as BZA has accepted the new plan and reflected the new relief request. Mr. Greenfield noted that the special exception criteria for the 10 foot rule is identical to the special exception for lot occupancy, so it might be expeditious to accept a special exception request.

Mr. Greenfield asked if Mr. Brown is all right with coming back to the EDZ meeting once his relief request is finalized. Mr. Brown said that would be acceptable.

Mr. Greenfield tabled consideration of the relief request.

#### **New Business**

2. 820 Constitution Ave, NE (HPRB Case #22-036): Historic review of the proposed construction of a two-story accessory building at the rear of the property that will not increase the number of dwelling units. HPRB Case scheduled for 12/16/2021.

Mr. Joseph Boyette represented the project. Mr. Greenfield noted that he and Mr. Boyette have known each other for some time, that his wife, Missy Boyette, used to be a member of the EDZ, but Mr. Greenfield did not feel that there was a conflict of interest, so he is not recusing himself.

Mr. Boyette said that the owners seek to get support for historic review for the construction of an accessory building in the rear of the yard. The home has two stories with a small cellar, and the plan is for the accessory building to be overflow, adding a fourth bedroom to be used for guests. His plan is that this accessory building would not be used for an Air BnB; it would only be used by the homeowners.

Mr. Boyette said that the site is very unusual; the home has a 3-foot easement that runs along the back of the home on 9<sup>th</sup> Street, allowing rear egress from 818 Constitution Avenue. The easement was needed because of a large accessory building at 820 Constitution Avenue. There is a dead end alley behind the properties on this block, but most of the 9<sup>th</sup> Street properties do not have access to that alley.

The easement has a 7 foot fence that runs along it, so there is not much visibility into properties. There is an existing accessory building that will be razed for the new building.

The new accessory building will be 2 stories. The first floor will be a large open room, with stairs up to a loft bedroom and bathroom. Mr. Boyette said that the facade would be painted exposed siding. The windows will be aluminum-clad wood windows, with stained cedar siding between the windows. There is an overhang from the second floor over the first floor to provide coverage over the door, and to make the second floor large enough for a bed and the bathroom.

Mr. Greenfield noted that in the pictures there appeared to be a large tree that would obstruct the view from the accessory building. Mr. Boyette confirmed that and said that there were two trees: one





is deciduous and the other is an evergreen. Mr. Greenfield asked if, other than trimming the trees, any changes would be made to the trees. Mr. Boyette said that the dogwood is far enough away from the accessory building that the roots will not be an issue. The evergreen is in a neighbor's rear yard, so it will not be an issue. Mr. Greenfield noted that the trees obstruct the view from the proposed accessory building, and would mitigate any privacy concerns.

Mr. Cushman stated that the Capitol Hill Restoration Society (CHRS) raised questions about privacy, and asked whether there were privacy concerns. Mr. Boyette said that CHRS did not go into that much detail, and their letter was a little vague.

Mr. Greenfield asked if the main building had an English basement, or if it was all one unit. Mr. Boyette replied that main building is two stories with a cellar. The cellar has no windows and is only seven feet tall, with the mechanical equipment in the center of the cellar, so there is potential for digging it out to make another dwelling unit. Mr. Greenfield asked if there was any potential to create a third dwelling unit. Mr. Boyette stated that the owners have no interest in anything like that.

Mr. Cushman asked if the owners would be amenable to having a codicil stating that the lot occupancy would not exceed 60%. Mr. Greenfield noted that there is no zoning relief being sought, so if the owners changed the building to exceed 60% they would have to get zoning relief.

Mr. Greenfield asked Mr. Boyette about letters of support from neighbors. Mr. Boyette said that the neighbor to the west, 818 Constitution Avenue has signed a letter of support, two neighbors to the east at 822 and 824 Constitution Avenue have signed letters of support, and they have signed letters from 200, 204, 206, 210, 214 and 216 9th Street. The neighbor at 826 is a renter, and they had trouble getting hold of the property owner. They have e-mailed them the plans today. There have been many attempts to discuss the plans with 208 and 212 9th Street, they finally left the plans with these owners today. 208 9th Street is not occupied.

Mr. Greenfield stated that he thought the project was pretty straightforward; there did not seem to be much impact on the privacy of the neighbors, the owners had letters of support from almost everyone that would be impacted and there was no zoning relief being sought. Mr. Greenfield said that he was inclined to support the request for support without any conditions. Mr. DeLuca and Mr. McPheeters agreed.

Mr. Greenfield made a motion that the EDZ recommend the ANC support the request for support with no conditions. Mr. McPheeters seconded the motion. The motion passed unanimously, 6-0.

3. 647 16th St NE (BZA Case #20612): Request for special exception zoning relief under Subtitle E § 5201 and Subtitle X § 902.1 from The lot occupancy requirements of Subtitle E § 304.1, and special exception zoning relief under Subtitle E § 5201, Subtitle E § 205.5, and Subtitle X § 902.1 from the rear addition requirements of Subtitle E § 205.4 To construct a third story and rear addition, and convert to a flat, an existing, attached, two-story with cellar, principal dwelling unit in the RF-1 zone. BZA Case scheduled for 02/09/2022.

Neither the owner nor any representative of this project shows up to represent the request for relief.

Mr. Greenfield tabled consideration of the relief request.





4. 628 9th Street, NE (BZA Case# 20651): Request for special exception zoning relief pursuant to Subtitle E § 5201 and Subtitle X § 901.2 from the rear yard requirements of Subtitle E § 306.1, and an area variance pursuant to Subtitle X § 1002 from the lot occupancy requirements of Subtitle E § 304.1, to construct a 2-story rear deck on the rear of their existing single-family rowhome in the RF-1 Zone<sup>1</sup>. BZA Case schedule 3/23/2022.

Jonathan Campbell, an architect, presented the project. He reported that the project is to renovate the home, and they will need relief to construct a two-story rear deck. There is an existing enclosed rear porch that is in a dilapidated state. The existing deck would be torn down, and a new deck put in its place. The property is currently non-conforming because of the current lot occupancy, as well as for the 20-foot rear yard setback.

Mr. Campbell showed photos of some of the neighboring properties, showing that many of the neighbors have decks that would be similar in size to the proposed deck.

Mr. Campbell reported that the plat has 1,020 square feet of lot area. The current structure, including the enclosed porch, covers 73% of the lot occupancy. He also noted that a 20-foot yard setback would encroach on the existing building by approximately eight feet. Because of the small lot the structure is on, almost any changes would require a variance and special exception. The project would include a 6-foot deck, going up to the second story, with stairs going into the back yard.

Mr. DeLuca asked if it was true to say that if the current porch was demolished and a new porch of the exact same dimensions build, a variance would still be required. Mr. Campbell replied that was true. Mr. Greenfield noted that the plans would increase the lot occupancy to 80%.

Mr. Campbell stated that the existing deck configuration has stairs coming straight off the deck, with about a 3-foot gap between the stairs and the fence. The new plan would extend the deck by a foot, but have the stairs go down the side to provide more room.

Mr. Greenfield asked if the stairs and deck would be required for code compliance to have a second egress from the building. Mr. Campbell confirmed that it is required for compliance. Mr. Greenfield asked if the size of the rear deck could be reduced. Mr. Campbell said that code requires a landing at the top of the stairs, so no matter what they do the deck will be larger than the old deck. Mr. Greenfield asked, if the architect tried to minimize the rear deck and still meet building code, how large would the deck be. Mr. Campbell did some quick calculations and estimated it would be about 75 or 76% of lot occupancy.

The owners of the property spoke on their behalf. They noted that because of a medical condition, the owner cannot always traverse stairs, and would use the upper deck to be able to go outside. They also noted that the small lot size prevented them from having much of a rear yard.

Mr. Cushman noted that he did not have a problem with going to the same lot occupancy they started from. Mr. Cushman raised the possibility of eliminating the lower deck, and just having the upper deck remain, and thought that should be something that should be considered.

Commissioner Toomajian noted that the lot size is particularly small, making the front and rear yards very small. He said that the unique nature of the property, combined with the need to bring the deck

Note that the zoning relief shown here is not the relief request that was published in the EDZ agenda. This zoning request does reflect what was considered at the meeting.





up to code, resulted in him supporting the project. He also noted that the unique conditions on this property are also common on this block, resulting in a lot of non-conforming properties.

Mr. DeLuca said that the unique nature of the property meant that any work done on it would require a variance. Mr. DeLuca stated that the tradeoff between 70% and 80% lot occupancy would be pretty trivial, and would force some crummy architectural tradeoffs to get a few feet of lot occupancy. Because of these conditions, Mr. DeLuca was inclined to support the project.

Mr. Greenfield expressed that the ANC should be very hesitant to support variance requests. Mr. Greenfield noted that once a variance was granted, the owners could expand to 100% lot occupancy if they wanted to. Mr. Greenfield also expressed concerns about the precedent that was being set. In the past, when the ANC has supported variance requests, it has been for projects where they were non-conforming but were not seeking to expand the building envelope. In this case, they are seeking to expand the size of the building. Mr. Greenfield noted that just bringing the deck up to code would require expanding the deck, so this would be a discussion of 80% lot occupancy or 75% lot occupancy.

The owner noted that the existing deck does not have much size currently, only having enough space to put a chair on the deck.

Mr. McPheeters noted that the zoning and safety concerns overwhelmed the precedent argument.

Mr. Cushman asked if there were photos showing the view from the house to see if there were any windows that they would be able to look into. One of the photos shows a building with windows across the alley. Mr. Cushman expressed that he did want the owners to be able to bring the deck up to code, but he had concerns about the idea of granting a variance, and that it would give the owners the ability to do almost anything they want after they get it. Mr. Cushman wondered if there was a design that could minimize the lot occupancy but still give safe egress and meet building codes.

Commissioner Toomajian said that there are unique considerations that should be noted. The first is the need to bring the deck up to code. He also noted that he cannot think of another block that is similarly situated with small lot sizes. Additionally, Commissioner Toomajian noted that this request had adjacent neighbor support, and that the neighbors do not consider this a meaningful change. Commissioner Toomajian thought that the small amount of space under consideration mitigated the risk of a precedent.

Mr. Greenfield said that if the ANC supported the variance, we could ask that a codicil be added limiting the lot occupancy to the number being proposed.

Mr. DeLuca asked if the risk of granting a variance would be true for any lot occupancy above 70%. He stated that just bringing the deck up to code will result in the same risk. Mr. Greenfield confirmed that this was true. Mr. Greenfield noted that if the ANC supports the variance request, any neighbor on the block could make the same argument and request a variance.

Mr. McPheeters asked if the deck was enclosed. Mr. Campbell said that it was not enclosed.

Mr. Cushman asked if the decks shown in neighboring yards (shown in pictures) would be the same dimensions as this deck. Mr. Campbell said that it would. Mr. Cushman asked if a variance was granted, and a further change was made, if another variance request would be required. Mr.





Greenfield stated that it would not be; granting a variance means that that zoning rule no longer applies to this property, so any changes to lot occupancy could be done by right.

Mr. Greenfield asked if there was a lot occupancy number below 80%, but greater than 75% that would be acceptable for the project. Mr. Campbell said that we were talking about small amount of space, but that there were not a lot of permutations that could work and meet building code standards.

Mr. McPheeters stated that the unique nature of this block, and other considerations we are taking, make the risk of a precedent relatively small.

Mr. Cushman stated that he did not think that stairs counted against lot occupancy. Mr. Campbell said that because the deck is greater than 3 feet, it is included in lot occupancy.

A member of the community stated that he is a neighbor just across the alley. He said that there are many decks in this neighborhood that take up the entire yard, and that he supports this variance request.

The owners stated that they have a letter of support from the neighbor at 635 9<sup>th</sup> Street.

Mr. Greenfield stated that he thought the ANC should ask for a codicil if the variance request is supported. Mr. McPheeters noted that adding a codicil was not costless. Mr. DeLuca agreed with Mr. McPheeters that a codicil would be overkill.

Commissioner Toomajian made a motion that the ANC support the request for relief, on the condition that the lot occupancy be the modest amount contained in the proposed project. Mr. DeLuca seconded the motion. The motion passed unanimously, 7-0.

5. 1207 H Street, NE (ZC Case# TBD): Informational session about the request for a map amendment to change the property from its current NC-14 zoning (Mixed Use: Medium Density Residential and Medium Density Commercial) to NC-15 ) medium density mixed use) which permits a height of 70 feet and an FAR of 4.8, and will be subject to the enhanced affordability requirements under the IZ+ program.

Mr. Greenfield noted that this is an informational session only; that there had been a notification of intent to seek a zoning change, but there are no definite plans at this time. Mr. Benjamin Miller, the owner of the property, presented the project. Mr. Miller said that his zoning attorney, Allison Prince, is supposed to be attending, but was delayed by another meeting. He would do the best he could addressing any zoning questions.

Mr. Miller said that he has been active in the H Street corridor for a while. They had purchased Autozone in 2010. He also stated that he owns the Maketto building. The Autozone lease was signed in the mid-1990s as a 30 year lease, and the lease expires next year.

Mr. Miller said that they were in discussions with Autozone, but were also talking to the neighborhood and the Office of Planning, about potentially zoning it for development.

Mr. Miller stated that the property was amended to be zoned NC-14 in 2014 as part of the comprehensive plan. He said that the process to take it from NC-14 to NC-15 would be either through





the PUD process, or through the new IZ+ process. He said that the city has prioritized affordable housing, creating a new structure in IZ+ where developers can exchange some zoning change in exchange for affordable housing. Mr. Miller has stated that no one has followed the IZ+ process yet; they would be the first development to follow this process.

Mr. Miller said that under existing rules, the affordable housing requirement is between 8% and 10%. Under IZ+ the affordable housing level would be 20%. He stated that there are not detailed plans required under IZ+, just a MS Word summary, with the zoning change exchanged for the increase in affordable housing. After the IZ+ process is completed, at that point it would go back to BZA to follow a normal zoning relief process.

Mr. DeLuca asked if the IZ+ program made stipulations on the AMI level that would be used for the units. Mr. Miller said that it does stipulate AMI, at either 80% AMI or 60%; he was unsure which it was. He said that these affordable housing requirements are recorded forever as part of the IZ+ process, so even if the development occurs 10 years later, the affordable housing requirements would still stand.

Mr. McPheeters noted that Mr. Miller was going through this process to maximize development options. Mr. McPheeters asked if, under any of the options under consideration, he would subdivide the property, or create multiple structures within the property to facilitate mixed use. Mr. Miller stated that he was unsure what was meant by subdivision, but that there would be retail on the ground floor, and apartments above. Mr. McPheeters clarified that he wanted to see if the existing parking lot would be included in development. Mr. Miller said that he would either leave Autozone, or develop the entire site, possibly digging down one or two levels for parking, but that this was a combination economics and BZA question.

Mr. Miller said that he met with some of the Linden Street Association members last week to get their thoughts. One of the questions that was asked, was what the scale of the development. He said that the closest approximate scale that would be nearby would be 1401 Florida Avenue. That property has more density and is taller than the upzoning that is being proposed, but it does give you an idea of the density and massing being considered.

Mr. McPheeters asked if this was about keeping options open, or if there was a plan in place that will be executed once the lease expires. Mr. Miller said that he was running all options in parallel at the moment.

Commissioner Chatterjee noted that the District Department of Transportation (DDOT) has said that there may be a bus lane designated on H Street, and that there were concerns about getting more affordable units within the ANC at a lower AMI, such as 30%. She noted that the median income among black residents was considerably lower than the median income in DC, and we have had quite a lot of black displacement in our ANC. Additionally, Commissioner Chatterjee noted that we had gotten pushback from developers about the viability of projects with lower AMI, and she wanted to hear Mr. Miller's feelings about these and similar development issues. Mr. Miller said that he probably would not be the developer of the project, so he can give his thoughts but they may not be dispositive in any meaningful way. Mr. Miller said that the IZ+ process is a straightforward exchange of zoning relief for increased affordable housing, and this was a different process from the planned unit development (PUD), which was a more arbitrary process, since there are a lot of different opinions that factor in. Mr. Miller said that there has always been the possibility of bonus density for increases in affordable housing in the PUD process, but that developers were reluctant to use it since





it was punitive. He noted that part of the process for IZ+ would be seeing if the process can work since it has never been done.

Commissioner Toomajian noted that a notice of intent to file has been filed, but no zoning change has actually been filed yet. If a request for a zoning change is taken, that will go through a separate process, and the project would come before the ANC again. Mr. Toomajian thought that he was excited about the idea of adding affordable housing where there is currently a large surface parking lot. Commissioner Toomajian asked Mr. Miller when he thought he might be filing a zoning request if this goes forward. Mr. Miller said that they had not drafted any plans; they had filed the notice of intent two weeks ago, and there is a 45 day notice period. After that notice period expires, they would have the right to file the application for a zoning change, so if it gets filed it would likely be next year. Mr. Miller also noted that just asking for a zoning committee meeting is a three to four month wait, so it would likely be March 2022 before the first hearing.

Mr. Miller said that there were competing priorities as well. The Office of Planning does not think that Autozone, with a large surface parking lot, is the best use of the space. The Mayor's top priority is affordable housing. However, the Linden Street neighbors were more concerned with issues like how construction noise was going to affect them. Commissioner Toomajian stated his belief that developing the property would be a positive change, with benefits to the community.

Mr. DeLuca thanked Mr. Miller for presenting the project at this stage, since often when large developments come before the EDZ and the ANC, major decisions about the project have already been made. Mr. DeLuca noted, as Commissioner Chatterjee had said, that 60 - 80% AMI is really higher than is useful to a lot of people in the community, and since concrete plans have not been made, there should be more of an effort than is legally required to make more units available at a lower AMI

Ms. Allison Prince joined the meeting; she is the zoning attorney for the project. She noted that the level of affordable housing is double the existing standard. Mr. Greenfield asked what AMI level was used for the IZ+ program. Ms. Prince said that the AMI level is 60%. Mr. Greenfield noted that several committee members and commissioners had requested that a lower AMI level be pursued. Ms. Prince said that part of the thought that went into the IZ+ program was to build in a high level of affordable housing, but not such a high level that developers would not pursue it. She said that, under the PUD process, the typical level of affordable housing between 12 and 15%. The IZ+ is a simpler process in exchange for more affordable housing. Ms. Prince said that many developers have not pursued the IZ+ process since they view the 20% affordable housing levels as prohibitive, so she was quite pleased that Mr. Miller is pursuing it, and that the Office of Planning will also be pleased.

Mr. McPheeters stated that since Mr. Miller was presenting so early in the process, that it would be appreciated if he looked at alternative financing mechanisms that were available. Mr. McPheeters noted that both FreddieMac and FannieMae are both in the tax credit game; FHA is doing more in that space well, people are figuring out how to work around opportunity zones through in -kind grants as well as financial contributions, and then there are shared equity structures and other types of longer-term structures that are becoming available. Mr. McPheeters asked that Mr. Miller make a good faith effort to look at some of those options. Mr. Miller said that was interesting and that sometimes you can use multiple financing options to piece together more of an impact. Mr. Miller also said that there are additional programs coming out of the Biden Administration currently, including programs that are being added to the infrastructure bill.





Ms. Prince went over the way that the IZ+ program works. She said that the Zoning Commission has said that since they value affordable housing so much, that should a developer be willing to accept the heightened zoning requirements, their zoning changes would be approved without conditions. The 20% affordable housing would be a minimum, so when the project is ultimately developed, if alternative funding mechanisms are included that improve that level, it is not precluded. However, there is not a mechanism in the IZ+ to commit to a level that is different than is included in the IZ+ program. This program was an attempt to get around the litigation that has surrounded the PUD process, by creating a structure that is so simple it is appeal-proof. Ms. Prince said that they could look into increased affordability levels and alternative financing, but when it is approved, it is approved with the zoning change and the 20% affordable housing level. Developers can always do more, but that is the level that is part of the IZ+ program.

Ms. Prince said that even once the zoning process is completed, the community can still have input as part of the design review. However, there is not a lot of negotiation related to affordability in the IZ+ program.

Mr. Cushman thanked Mr. Miller and Ms. Prince for appearing before the committee and being willing to be the first to go through the IZ+ program. He noted that Mr. McPheeters has brought up a lot of good ideas for the developer to look at.

A community member also echoed that they appreciated having the developer discuss the project at such an early stage. He also asked that the developer accept the challenge to build more affordable housing for the community, and become an example for other developers.

A member of the community noted that the Autozone property was listed for sale, and asked Mr. Miller to explain what the plan for the property was. He also stated that there are a lot of people concerned about the level of parking that will be included in this development. Mr. Miller stated that he was exploring all his options for the property, including selling it. Regarding parking, Mr. Miller said that it was too early to say how many parking units will be included, and that will be discussed in the BZA process. Ms. Prince noted that if Mr. Miller goes forward with the IZ+ program, and then sells it, the affordable housing levels agreed to as part of the zoning would stay with the property, so anyone who developed the property would have to include that level of affordable housing.

A community member asked what the impact of the IZ+ zoning would be on the value of the property. Ms. Prince said that developers want to see a minimum density to make a development worthwhile, and a small change in zoning can help achieve this.

A community member who was at the Linden Street meeting last week expressed concern about the massing of the building, and how that will impact neighbors. Ms. Prince said that this was an essential part of the BZA process. She also noted that there would be an alley between the property and the neighbors, so there would be separation. She said that any way this property gets developed will have to take into account the impact on the neighbors, and it will need to fit into the neighborhood. The community member asked what the benefit to the neighborhood will be from the development. Ms. Prince noted that any project that goes in would require ground floor retail, but a lot of these questions would get answered in the BZA process.

Next Scheduled ED&Z Committee Meeting: Wednesday, December 15, 2021





7:00-9:00 pm Zoom information to be posted on ANC 6A Website





December XX, 2021

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

Re: HPA 22-036 (820 Constitution Avenue, NE)

Dear Ms. Heath,

At a regularly scheduled and properly noticed meeting<sup>1</sup> on December 9, 2021, our Commission voted X-X-X (with 5 Commissioners required for a quorum) to support the proposed construction of a two-story accessory building at the rear of the property that will not increase the number of dwelling units to a single family row house in the Historic District. The design has taken measures to ensure that the addition is not visible from the street, and it will not disrupt the historic character of the neighborhood.

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

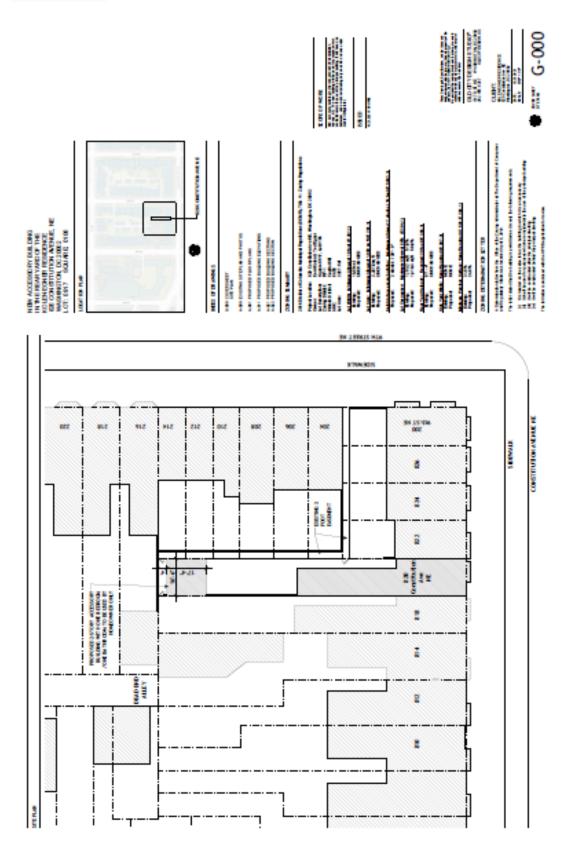
On Behalf of the Commission,

Amber Gove Chair, Advisory Neighborhood Commission 6A

ANC6A meetings are advertised electronically on the anc6a-announce@yahoogroups.com, anc-6a@yahoogroups.com, and newhilleast@groups.io, at <a href="https://www.anc6a.org">www.anc6a.org</a>, via Facebook @ANC6A, and through print advertisements in the Hill Rag.

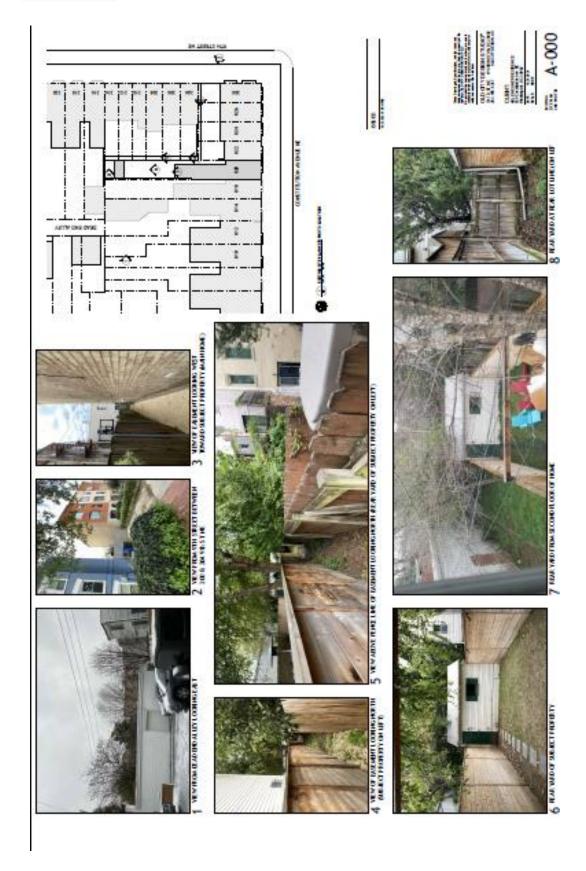






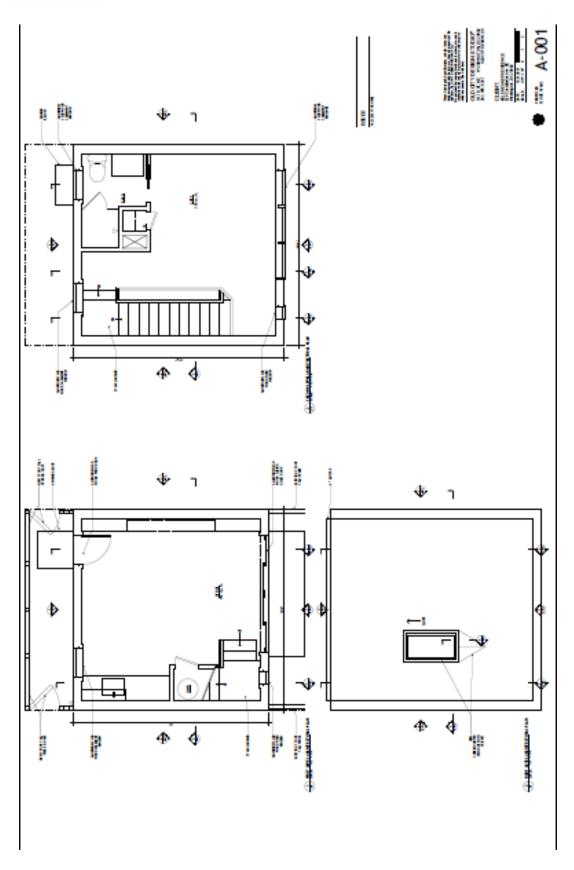






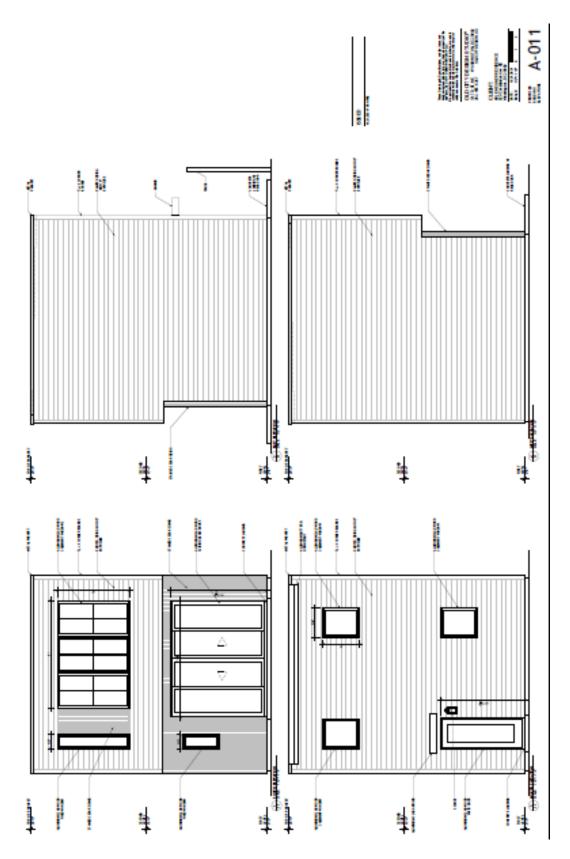






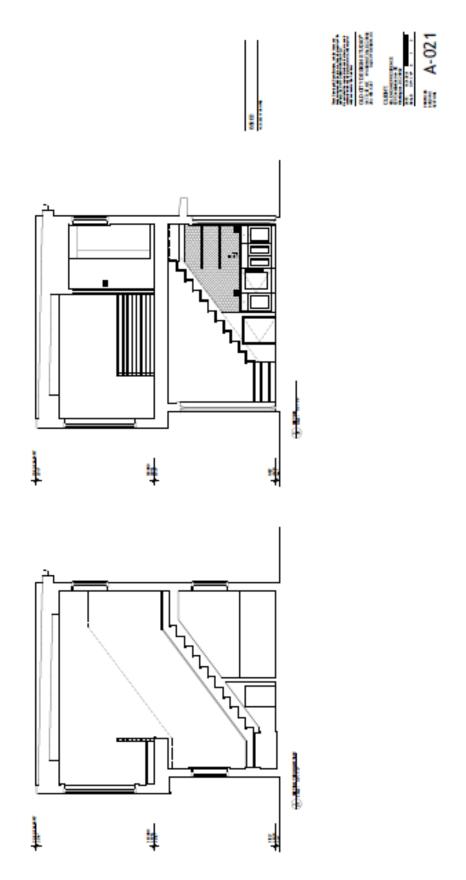






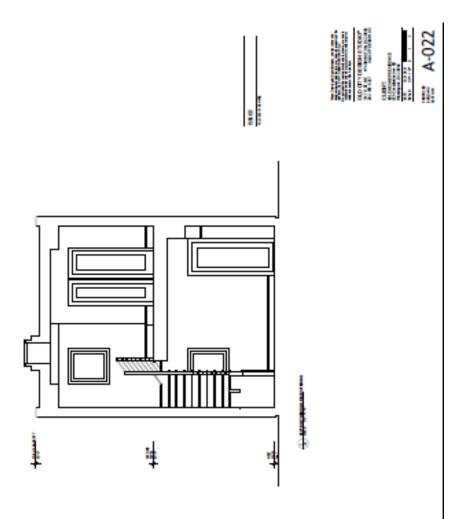
















December XX, 2021

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. 20651 (628 9th Street, NE)

Dear Mr. Moy,

At a regularly scheduled and properly noticed meeting  $^1$  on December 9, 2021, our Commission voted X-X-X (with 5 Commissioners required for a quorum) to support the request for the owners of 628  $9^{th}$  Street, NE. Specifically, the applicant requests a special exception zoning relief pursuant to Subtitle E  $\S$  5201 and Subtitle X  $\S$  901.2 from The rear yard requirements of Subtitle E  $\S$  306.1, and an area variance pursuant to Subtitle X  $\S$  1002 from the lot occupancy requirements of Subtitle E  $\S$  304.1, to construct a 2-story rear deck on the rear of their existing single-family rowhome in the RF-1 Zone, on condition that the lot occupancy be the modest amount contained in the proposed project (80% lot occupancy).

The design has taken measures to ensure that the modification does not negatively impact the privacy of neighbors, or their light and air. The owner has proven that the special exception criteria have been met through submission of architectural elevations and letters of support from neighbors. The ANC believes that this development will not substantially visually intrude upon the character, scale, and pattern of houses in the neighborhood.

The applicant has demonstrated that there are special considerations and hardships that warrant the granting of a variance. The neighborhood in question has houses with extremely small yards, making common property uses violate existing lot occupancy regulations. The property has an existing deck that is in a dilapidated condition, and just bringing it up to building code would require an increase in lot occupancy above 70%. Because of these conditions, our ANC believes that a lot variance is warranted under these unusual circumstances.

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 amberanc6a@gmail.com and Mr. Greenfield can be contacted at brad.greenfield@gmail.com.

On Behalf of the Commission,

Amber Gove Chair, Advisory Neighborhood Commission 6A

ANC6A meetings are advertised electronically on the anc6a-announce@yahoogroups.com, anc-6a@yahoogroups.com, and newhilleast@groups.io, at <a href="https://www.anc6a.org">www.anc6a.org</a>, via Facebook @ANC6A, and through print advertisements in the Hill Rag.





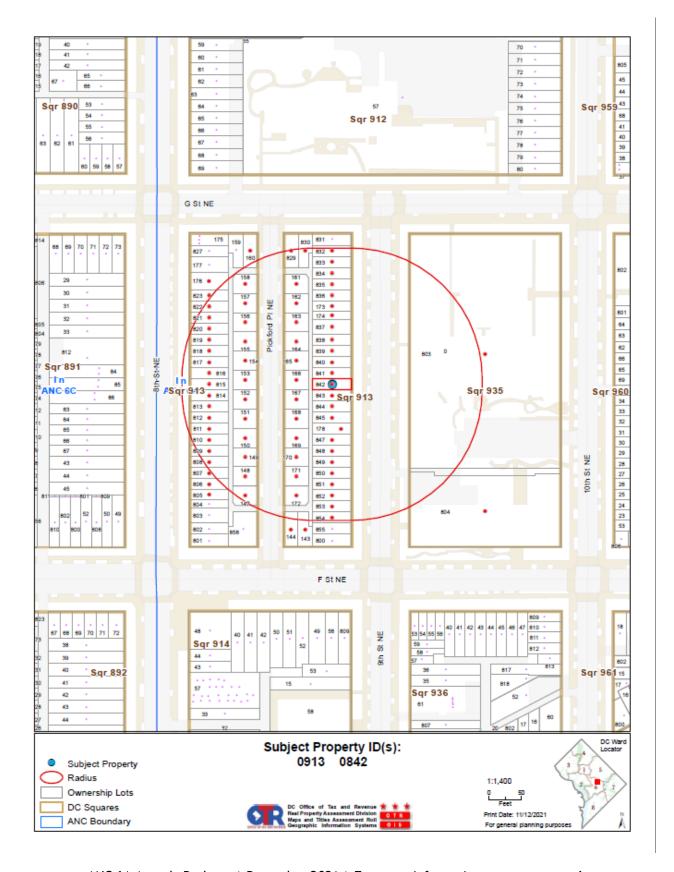
#### Color Photographs -Special Exception Application

628 9th Street NE Front



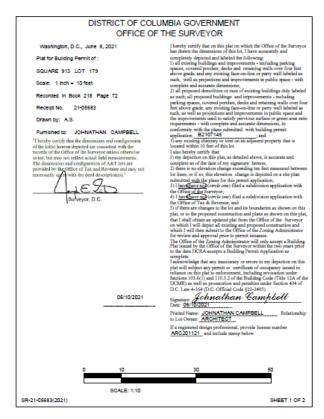


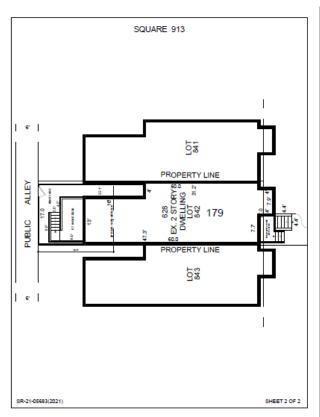


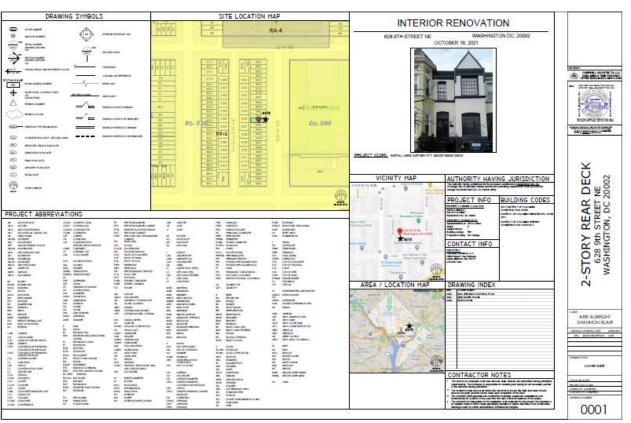






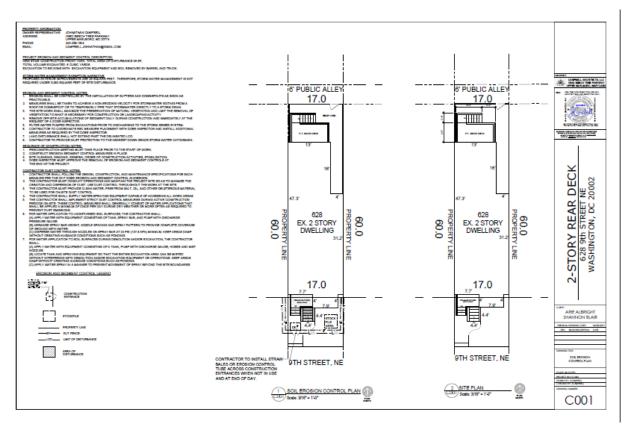


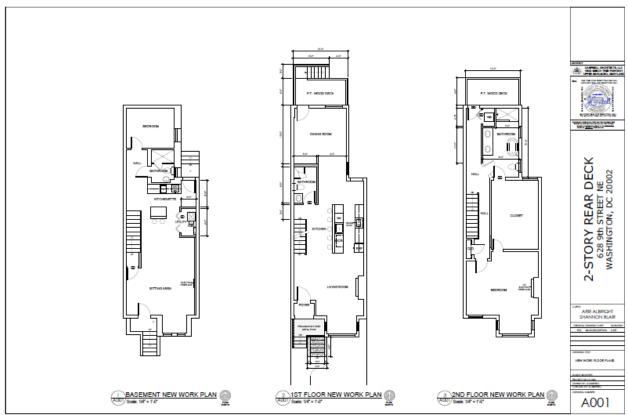


















### New Business



