

**ANC 2F MEETING  
March 2 2005  
7:00 PM  
MINUTES**

*Present:*     **Charles Chairman Reed (2F01), Jim Brandon(2F02), Chris Dyer(2F03),  
Matt Raymond (2F04), Sandra Biasillo (2F05)**  
*Absent:*     **Mike Nelson (2F06)**

The Chairman noted that a quorum was present, called the meeting to order and directed that a copy of the notice of the meeting be filed with the minutes. The Chairman called for a motion of Orders of the Day to provide that where a matter on the agenda is not completed during the time allocated for it, all consideration of the matter would be tabled and taken from the table after all other business had been completed for the evening. The purpose of the motion was to assure that persons attending the meeting for a specific item agenda would be able to have some assurance that the item would be taken up at the approximate time for which it is scheduled; and another purpose was to encourage speakers on a given item to be attentive to the schedule. The motion was unanimously passed.

**Community Forum**

Biasillo thanked Lt. Smith for his work supporting the neighborhood.

**John Guggemos** said that an expansion of Halo on P Street would be on the ANC agenda next month, and invited anyone who was interested in this to talk to him.

**Kevin Ivers** spoke in favor of Halo and a new restaurant Viridian.

**Lt. Smith and Sgt. Emerman** gave the report for PSA 307. The CVS on P Street was robbed at gunpoint and they showed a photo of the suspect, who was caught on camera. Smith gave out PSA feedback forms and asked the residents to get involved in community policing. Residents were urged to call 727-1000 when they see graffiti so that it can be cleaned up as soon as possible There have been two armed robberies on Vermont Avenue. Smith introduced **John Giovannelli**, a new prosecutor for the Third District from the US Attorney's office. He said that [www.dccommunityprosecution.gov](http://www.dccommunityprosecution.gov) is their website, 202-305-0749 is his phone number. Emerman said that the notorious "window washer of Thomas Circle" was arrested for the third time on his stay away order and should not be back for a while. **Commisisioner Raymond** asked about the Mr. Wash car wash on 13<sup>th</sup> Street, where cars are backed up waiting to get in and blocking the intersection of 13<sup>th</sup> and N Streets. Emerman said that he speak to the owner about putting an employee at the ntersection to make sure no one blocks the

intersection. **Helen Kramer** said that there is a continuing issue of the carwash abusing public space, washing cars on sidewalks and other public spaces off their lot. **Sherrri Kimbel** and Lt. Smith gave an update on the prostitution task force.

**Commissioner Dyer** invited everyone to the GLBT workshop on March 30.

The Chairman recessed the meeting briefly before commencing the business meeting of the ANC.

## **Business Meeting**

### **Approval of Agenda**

Upon motion of Reed moved and second by Brandon, the agenda was approved as amended by the deletion of the report of Commissioner Nelson who was not able to be present.

**VOTE:** Approved 5-0.

### **Approval of Minutes**

Upon motion by Brandon and second by Raymond, the ANC approved minutes of the ANC meeting of February 2, 2005, as presented.

**VOTE:** Approved 5-0.

### **NEW BUSINESS**

#### **Convention Center Area Strategic Development Plan**

**Chris Shaheen** said that the plan is posted on the office of planning's website. This is the final proposal, following two years of meetings with neighborhood groups, including this ANC and CDC. This plan will be discussed in more detail at the CDC meeting.

#### **Liquor License Matters**

**Rice Restaurant**- this application is for an extension to add a second floor with 40 seats. They have entered into a Voluntary Agreement with LCCA and Rhode Island West. **Tim Hillard**, of Rhode Island West Association, said that the second floor will be a lounge with deserts only, not a full menu. The hours will remain the same. **Sak Pollert**, the owner, needs a place for the customers who are waiting for dining downstairs. The Chairman moved that the ANC approve the revisions to the existing Rice voluntary agreement. Dyer seconded. In discussion, the closing hours of operation were noted: these are 12:00 Sunday thru Thursday, 1:00 am on Friday and Saturday.

Brandon said that he doesn't want to play favorites, and give one establishment later hours than another. There after, it was,

**RESOLVED,** That the Voluntary Agreement among Rice Restaurant, LCCA and Rhode Island West ("RIW"), in the form presented to the meeting and a previously approved by LCCA and RWI be and is hereby approved, and the Chairman of ANC2F is authorized and instructed to execute the same on behalf of the ANC.

**VOTE:** Approved 5-0.

**Viridian Restaurant:** Representatives of Viridian, **Saied Azali and Giorgio Furioso**, made a presentation of in support of the restaurant's pending CR liquor license application, noting that it was the intention that the restaurant would seek to be a community restaurant and would not become a nightclub. Chairman Reed noted that in his discussions with Viridian it became clear that there is no summer garden contemplated (despite that the application provides for one) and that the owners intend instead that a sidewalk café be approved for the front of the building on the public space. In addition, the owners have offered to enter into a Voluntary Agreement. As the ensuing discussion overran the time allocated on the agenda, further consideration by the ANC was deferred. Upon taking the matter from the table, discussion continued. This restaurant is located in the former Sign of the Lamb building, just north of Studio Theater. Giorgio Furioso said that as a developer, he was hearing that everyone in the neighborhood wanted a restaurant. He said that he wanted to be a partner, because he wanted to control it, especially since he will own a major condominium project next door. Azali owns Perry's Restaurant in Adams Morgan, and this will be a seasonal organic restaurant. The chef is Sidra Forman who owned Ruppert's. The plan involves seating for 115 seats inside and about 36 sidewalk café seats. The restaurant proposes to close the café earlier than the inside, due to noise issues. There will not be no fixed fencing on the exterior. Music will complement the meal, but there will be no big speakers and no bass speakers. There will be parties for art functions, and available to Corcoran Gallery or Hirschhorn or other galleries. Original art work will be displayed, and the décor will mirror an art gallery, like those that actually exist in the building. Furioso said that they also wish to attract after-theater patrons from the Studio Theater. The later closing hours are needed to make this possible. Closing is requested at 2 am Monday through Thursday, and 3 am on Friday and Saturday. Chairman Reed said that Furioso has a good track record in the community. Former ANC Commissioner **Tom Funk** said that there is no place to get a decent meal after 10 pm on 14<sup>th</sup> Street. **John Grimberg** said that reputation is everything and that someone who has the reputation that Giorgio has should be encouraged. Raymond said that this neighborhood needs another restaurant and one that stays open later. What has come before should not necessarily set a precedent for what could come and be an asset to the neighborhood. Chairman Reed noted, however, that existing ANC policy is codified in the formally adopted licensing guidelines that are available on the ANC website, and

remain in force unless and until expressly amended. **Joseph Wnuk**, 1514 Kingman Place, expressed concern as to the noise and parking impact on residential occupants in adjoining buildings.

Chairman Reed indicated that in light of the initiative taken by the restaurant to enter into a Voluntary Agreement such concerns would be addressed in the agreement. He invited Mr. Wnuk, Commissioner Raymond and Tim Hillard to act as a committee with the Chairman (the restaurant is located in his SMD) in negotiating the agreement.

Chairman Reed moved (and Dyer seconded) to appoint the committee as discussed to draft a voluntary agreement to have it by next ANC meeting. Raymond moved to amend the pending motion by framing it as an approval of the ANC for the license, subject to approval of the terms of a Voluntary Agreement. The amendment was passed by a vote of 4 to 1, Chairman Reed dissenting. Thereupon, after discussion, it was,

**RESOLVED**, That a special committee be and hereby is appointed to negotiate a Voluntary Agreement with Viridian restaurant with respect to its pending license application before ABC Board; that the committee is chaired by Chairman Reed and have as additional members Joseph Wnuk, Tim Hillard, and Matt Raymond; and it was,

**FURTHER RESOLVED**, That the ANC will approve the license application, provided there is a mutually satisfactory Voluntary Agreement; and that the appropriate officers of the ANC be and are hereby authorized and instructed to take such actions as may be necessary to implement the foregoing resolution.

**VOTE** (5-0)

#### Carter G. Woodson Memorial

**Janet Harris** showed the plans for a proposed memorial park to Carter G. Woodson on 9<sup>th</sup> Street. She said it was at a park that she had adopted. Woodson lived in the 1500 block of 9<sup>th</sup> Street. There will be a statue of Woodson in the park, and placards telling the highlights of his life. Chairman Reed said that since this project is not within ANC2F's boundaries, the ANC would not take a vote on it at this time, but would defer to ANC2C within which the site lies.

#### Request for Street Closures

Several street closure requests, which require ANC2F approval, were discussed. With respect to the **Juvenile Diabetes Walk** a question arose as to the need for closing the streets the night before the event; it was explained by the applicant that vendors for this particular event needed set up time that could not be completed on the

day of the event. Dyer said that he didn't think the street closings negatively affected any of the businesses in his SMD. Thereafter, upon motion of Brandon and second by Dyer, and after discussion, it was

**RESOLVED**, That the ANC hereby approves the applications for street closings sought by Special Olympics for a St. Patrick's Day 10K race on March 17, 2005 and by the **Brain Tumor Society** for a 5K race on **May 1, 2005**.

**VOTE:** Approved 5-0.

And upon motion of Dyer and second by Brandon, after discussion, it was

**RESOLVED**, That the ANC hereby approves the application for street closings sought by **The Juvenile Diabetes Foundation** for May 6 & 7, 2005.

**VOTE:** Approval 5-0

#### Appointment of ANC2F Committee for Review of Strategic Development Plans

Chairman Reed said that a committee is needed to carefully review the development plans and historic district designations that affect development in the ANC area. Upon motion by the Chairman and second by Raymond, and after further discussion, the following resolution was adopted:

*Whereas*, the City's Office of Planning has promulgated a draft Convention Center Strategic Development Plan; and

*Whereas*, the area of ANC2F has existing development plans and other land use guides, including Historic District designations, such as the Logan Circle Historic District, the Blagden Alley Historic District, and the Greater 14<sup>th</sup> Historic District, all of which have been in place for some time and warrant review; and

*Whereas*, ANC2F is experiencing unprecedented active development, proper planning for which is of vital financial, convenience, safety and life style interests of residents of ANC2F, and more broadly, to the interests of the City as a whole; and

*Whereas*, ANC2F believes it should thoroughly review both the new and existing plans affecting development in our area so as to make informed judgments in discharging our statutory functions and obligations to the residents,

*NOW THEREFORE, be it*

**RESOLVED**, That pursuant to Article VIII of the Bylaws of ANC2F, a Special Committee to Review Development Plans be and is hereby established, with composition, duties and other terms of reference as follows:

*Composition:* The Committee shall initially have 9 members, of whom at least 2/3s shall be residents of the ANC2F boundaries. Members shall serve at the pleasure of the Commission. The number of members may be increased or decreased as is deemed appropriate by the Commission or as the committee may recommend with the concurrence of the Commission; all ANC2F Commissioners shall be *ex officio* members of the Committee and entitled to attend its meetings (but not counted for purposes of the 9-members limit).

*Duties:* The Committee shall review and advise the Commission on any existing or proposed strategic development plans, historic district development plans or other comprehensive plans that cover property within the Commission's boundaries or which may have a material impact on the residents or businesses within such boundaries.

In accordance with Article VIII of the Bylaws, the Committee shall report at each meeting of the Community Development Committee (CDC) on its activities and make such recommendations as it deems appropriate. Where Commission action is recommended by the Committee and approved by the CDC, the Committee shall, at the meeting or meetings where such approval is before the Commission, also make a presentation to the Commission unless the Commission waives such right.

The Committee shall work cooperatively with the Logan Circle Community Association, other community and business associations, and representatives of the City Planning Office and other agencies and departments of government which have authority or connection with issues relevant to the work of the Committee.

The Committee may organize as it sees fit. The Commission suggests, but does not require, that the Committee consist of two or more subcommittees each with responsibility to deal with specific plans.

*Term:* The Committee shall be formed for a period ending December 31, 2005, or sooner if Committee or the Commission shall so elect. Upon the termination of the Committee, a report shall be given to the Commission.

*Chairperson, Vice Chairperson, Other Officers:* Commissioner Sandra Basillio is hereby elected as chairwoman of the Committee to serve until her replacement is qualified and appointed by the Commission. The Chairperson shall preside over meetings of the Committee. The Committee shall elect a vice chairperson, who shall act for the chairwoman in her absence, and shall elect such other officers as it deems appropriate.

*Members:* The following persons are appointed to the Committee to serve until their successors appointed by the Commission and qualified: Wayne Dickson, Leslie Miles, Greg Melcher, Mary Brown, Andrea Doughty, Tim Hillard, Giorgio Furioso, and Elizabeth Blakeslee.

**VOTE:** Approved 5-0.

(Subsequent to the meeting, Elizabeth Blakeslee informed the Chairman that she is unable to accept appointment to the committee due to other commitments.)

### **CDC Report**

CDC Chairman Raymond gave an overview of the CDC meeting. The committee reviewed a concept at 1209 10<sup>th</sup> Street. The most contentious issue was the entrance into the building through the bay. HPRB will review again and the ANC has asked that they not review it again until after the ANC takes a vote on the project in April.

The second item was the traffic control plan at 1401 Q Street. The CDC approved the amendment to the traffic control plan. Raymond asked that the ANC consider this matter separately.

The third request was a variance for relief of off street parking requirement at 1302 9<sup>th</sup> Street. The lot is landlocked and the CDC voted to approve the variance.

Raymond moved approval of the CDC recommendations for 1302 9<sup>th</sup> Street and 1209 10<sup>th</sup> Street. Brandon seconded, and after discussion,

**RESOLVED:** That the recommendations of the CDC presented to the meeting with respect to 1209 10<sup>th</sup> Street, NW, and 1302 9<sup>th</sup> Street be and are hereby adopted.

**Vote:** Approved 5-0

Raymond thereafter moved approval of the traffic control plan for 1401 Q Street, NW. Biasillo seconded. During discussion, **Kara McCabe** said that the same

contractors for 1401 Q Street are working on the lofts on 14<sup>th</sup> and that they have violated their traffic control plan, including starting construction earlier than permitted. Andrea Doughty said that she did not think there was currently a traffic control plan in place for this project. The developer, **Bahrami**, showed a signed plan proving approval. Bahrami said that he would be police the contractors to make sure that they complied strictly with the approved plan. It was thereupon,

**RESOLVED:** That the recommendations of the CDC presented to the meeting with respect to the traffic control plan for 1401 Q Street NW be and are hereby adopted and, accordingly, ANC2f approves such traffic control plan.

**VOTE:** Approved 5-0.

### **Old Business**

#### **1123 11<sup>th</sup> Street-revisions to approved project**

**Kendall Dorman** presented the revisions for informational purposes. The building has been pushed back from the street, and the mansard is back to 37'. The back of the building has been approved for demolition and there will be an 8 story building in the rear. They will be asking for a rear yard setback.

#### **CDC Appointment of at-large member**

Pursuant to the provisions of Article VIII of the bylaws, as amended, Chairman Reed nominated **Helen Kramer** to be the at-large CDC member. Reed gave a brief overview of her expertise and commitment to the community in support of her appointment. Raymond said that since Kramer was his predecessor and a member of his SMD, he wanted to speak in favor of her appointment. He said that he felt that the committee would be well-served with her appointment. John **Guggenmos** said that her wealth of history would be a great asset. **Don Smith** also spoke in favor of her appointment. As the Chairman has sole nomination power, a second to the nomination was not required, and upon his motion and after discussion, it was,

**RESOLVED,** That **Helen Kramer** be and is hereby appointed to be the at-large member of the CDC, to serve until her successor is appointed and qualified.

**VOTE:** Approved 5-0.

#### **Change to Traffic Control Plan 1101 New York Avenue**

**Alex Palacios** appeared on behalf of Centex Construction for ANC approval of a change to the traffic control plan previously approved by the ANC for 1101 New York

Avenue, NW. Specifically, the request was for a closing of curb lane and sidewalk on 11<sup>th</sup> Street and a sidewalk and traffic lane on Eye Street as needed. This will effectively close the sidewalk on all sides of the project. A number of negative concerns were expressed. As the matter had not come before the CDC, Chairman Reed noted that the matter was not ripe for action by the ANC. Upon motion by Raymond and second by Biasillo, and after discussion, it was,

**RESOLVED**, That the application of Centex Construction with respect to amendment of TCP applicable to **1101 New York Avenue, NW**, be and is hereby referred to the March meeting of the CDC.

**VOTE:** Approved 5-0.

People’s Counsel Recommendation

(Pursuant to the motion adopting the agenda, this matter was deferred until Commissioner Nelson returns.)

**Approval of expenditures**

Upon motion by Biasillo and second by Dyer, and after discussion, it was

**RESOLVED:** That the following expenditures be and are hereby approved:

703.00	Sherri Kimbel, February wages
40.00	DC Treasurer, February withholding
	Verizon phone bill(not to exceed \$65.00)

**Vote:** Approved 5-0.

Approval of Quarterly Report

Biasillo moved and Dyer seconded a motion to approve the quarterly report. After discussion, it was,

**RESOLVED:** That the 1<sup>st</sup> Quarter Financial Report of ANC2F 2005 be and is hereby approved.

**VOTE:** Approved 5-0.

**Adjournment**

There being no further business, the meeting was adjourned at 9:45 pm.