

**ADVISORY NEIGHBORHOOD COMMISSION 2F**  
REGULAR MONTHLY PUBLIC MEETING  
Wednesday, May 2, 2007 – 7:00 PM  
WASHINGTON PLAZA HOTEL  
10 THOMAS CIRCLE, NW

**Present:** Charles Reed (2F01) (Chairman), Chris Dyer (2F03), Mike Benardo (2F06), Jennifer Trock (2F04), Jim Richardson (2F02) and Sandra Biasillo (2F05).

**COMMUNITY FORUM**

**Chairman Reed** noted a quorum was present, called the meeting to order at 7:00 p.m. and directed that a copy of the notice of the meeting be filed with the minutes.

**Commissioner Announcements**

The D.C. Office of the People's Counsel, the D.C. Office of the Environment and the Mayor's Office of Latino Affairs presents will hold a 2007 Spring Home Energy Efficiency Expo, Wednesday, May 16, 2007 at the Reeves Municipal Center, 2000 14<sup>th</sup> Street, NW. For more information, please call Pamela Nelson at 202-727-3071.

The Public Service Commission, Office of Consumer Services ("OSC") gives notice of proposed changes to the Pay Telephone Rules. Comments, in writing, are welcome no later than 45 days after April 6, 2007. Mail comments to: Ms. Dorothy Wideman, Commission Secretary, 1333 H Street, N.W., Second Floor, West Tower, Washington, DC 20005. Questions can be directed to Patricia Walker at 202-626-9168, or by e-mail at [pwalker@dcpssc.org](mailto:pwalker@dcpssc.org).

**PSA 307 Report – Lt. Mike Smith**

An arrest has been made in a break-in committed last year. **Lt. Smith** stated that the suspect, **Chance Ridout**, had committed approximately 60-70 break-ins. **Ridout** was arrested March 28, 2007, but is currently being held Virginia on outstanding warrants there. Two homicides have been committed in the area, both cases are closed.

A vehicle break-in occurred and a suspect was arrested near 930 N Street, NW, in the vicinity of a coffee shop and the new CVS,. Vehicle break-ins remain a problem in the PSA. **Lt. Smith** encourages you to report suspicious activity to the police and to leave your contact information. It is often hard to follow the crime pattern if your contact information including your name, phone number, your address, and the address or location of the crime is not available.

Those interested in particular neighborhood crime patterns may find information on the web at [www.crimereports.com](http://www.crimereports.com).

**Lt. Smith** welcomed back **Officer Luna** who was involved in a motorcycle accident and is now back at work.

**Executive Office of the Mayor – Joseph E. Martin and Sean Howard**

**Sean Howard** reported that at last Wednesday's Fix-it found a number of issues on 14<sup>th</sup> Street, NW. Most of the graffiti is on private property, and **Howard** reiterated that consent of the owner is required if the City is to remove it. To participate in the service, homeowner's need to sign the Graffiti Removal Release and Waiver of Liability Form. (The City is considering a change in policy such that once permission is given, no further permissions are required) Further information on DC graffiti removal policy is available thru the DC government website's Service Request Center at [www.DC.gov](http://www.DC.gov), by calling the Mayor's Office (727-1000), or on the ANC's web site at [anc2f@starpower.net](mailto:anc2f@starpower.net).

**Howard** reported that the City has removed a homeless encampment 316-1318 14<sup>th</sup> Street, NW, and is coordinating with several groups for placement of the homeless individuals. The City will continue to monitor the problem.

An empty lot near the Cosi Corner Café on 10<sup>th</sup> Street, NW is being used as an illegal parking lot and the City is working on transferring ownership of the lot to Parks and Recreation.

**Helen Kramer** asked **Howard** to look into the progress of DDOT regarding the traffic light that is not coordinated properly, and is causing considerable traffic congestion located at 13<sup>th</sup> and O Streets NW. **Ed Horvath** stated that the Cozy Corner Café had issues with the dumpsters being too full and creating a mess. **Howard** stated the City is aware of this and acting on it.

### **DDOT Report - Desna Daggett**

**Chris Ziemann**, Transportation Planner Ward 2 was not in attendance, but Desna Daggett stated that she has been assigned Q Street alley project and will be monitoring it closely. **Paul Hoftyzer** of Metropolis provided a follow-up to the discussion of this matter that took place at the CDC meeting on April 25, 2007. Due to some difficulties in securing a sub-contractor, the final Traffic Control Plan for the project has not been developed, but Metropolis hopes to have one signed sooner after starting the project on or near June 1, 2007. **Reed** noted that the ANC has previously approved the TCP subject to its containing specified requirements.

**David Stivaletta** 1432 Q Street, NW asked whether it is possible to remove Monarc from the job given their lack of responsibility. **Hoftyzer** stated that Monarc had been put on four (4) weeks notice to complete the job or further action will be taken. **Commissioner Dyer** referred **Stivaletta** to review the CDC minutes of April 25, 2007 that are posted to the ANC web site.

**Reed** also noted that the ANC had previously acted to refer Monarc's conduct to the District Attorney for possible criminal conduct.

### **Community Announcements**

This month, the Washington Metropolitan Area Transit Authority (METRO) launched

its' Adopt-A-Bus Stop program. This program offers individuals, businesses and community groups the opportunity to partner with METRO to make bus stops across Washington, DC more appealing and inviting. The program is free, but you must register on line at [www.metroopensdoors.com](http://www.metroopensdoors.com), then choose "outreach" or call Adopt-A-Bus Stop line at 202-962-1107.

**Brain Vargas** brought to the attention of the ANC that the web site was down and he also announced that the **Logan Circle Community Association** meeting will be held Wednesday May, 9<sup>th</sup> at 7 PM.

- 10 Minute Recess -

## **BUSINESS MEETING**

### **Approval of Agenda**

The agenda for the meeting was presented for approval. By consent, amendments were made as follows:

*Add under DDOT: Q Street Alley- removed from CDC*

*Add under ABRA:*

*International-Lifestyles - Karen Cox*

*Azi Café*

Upon motion by **Richardson**, seconded by **Reed** and after further discussion, the agenda was approved as amended, and the Executive Director was directed to post it on the ANC2F website.

**VOTE: Approved (6-0).**

### **Approval of ANC 2F Minutes of Meetings of April 4, 2007**

Minutes of the meeting of April 4, 2007, were presented for approval. Upon motion by **Dyer**, seconded by **Richardson** and after further discussion, the minutes were approved, and the Executive Director was directed to posted them on the ANC2F website.

**VOTE: Approved (6-0).**

### **DDOT Matters**

*Public space committee: Application of Stoney's, 1433 P. Street for Outdoor Café.*

**Anthony Harris**, owner of Stoney's, presented his application for space permit. The application was discussed by the Commission on its merits and community comment was taken. During the course of the discussion, it was pointed out that, since the applicant intended ultimately to serve alcohol at the café, an application for substantial change in operations would be required to be filed with **ABRA**, and *that* matter would be required to come before the ANC

and be dealt with separately. **Reed** pointed out that **Stoney's** had been criticized in the community for permit violations (which **Harris** denied), and further pointed out that **Stoney's** would be considered separately during this meeting with respect to its pending license renewal. **Dyer** called for the orders of the day, requesting that the Commission proceed to consider the pending space permit.

Upon motion by **Dyer**, seconded by **Richardson**, and after further discussion, it was unanimously,

**RESOLVED**, That the ANC2F advise DDOT to approve the pending application for outdoor café as presented to this meeting. .

**VOTE: Approved (6-0).**

#### *Azi's Cafe*

**Lynn Munson**, speaking for owner of Azi's Café, stated that the Cafe only has a permit that limits the outdoor seating to 4 chairs, and indicated that an inspector had pointed out that the permit could be revoked if this limitation in the café's space permit were violated. **Munson** indicated that the limitation is unreasonable and that the community would support a larger outdoor café. **Reed** suggested that the café owner apply to DDOT to enlarge the café, and indicated that when the matter was referred to the ANC, as required by law, it would be considered with the likely result that, given the community support, it would advise DDOT to grant the application.

#### **Crime and Public Safety Matters**

**Helen Kramer**, Chair of the Crime and Public Safety Committee ("CPSC") reported graffiti on certain specified walls has been painted blue. Jack Evans office is going to help to identify graffiti and see if it is gang related. **Ed Horwath** will be taking pictures. **Kramer** stated her committee would be making requests for graffiti removal. **Kramer** also referred to the need for updating allocution letters with the US Attorney General Office in the efforts to cause judges to issue penalties sufficient to deter and punish certain, more aggregious criminal defendants.

**Ed Six** indicated that he will testify as a private citizen in favor of Bill 17-086, at committee hearings scheduled for May 24, 2007. The bill seeks to reform City enforcement against nuisance properties. **Reed** noted that the bill, the "*Nuisance Properties Abatement Reform And Real Property Classification Amendment Act Of 2007*," contains important benefits for the community, and that it is his opinion that the ANC should support the bill as well.

Upon motion by **Dyer**, seconded by **Biasillo**, and after further discussion, it was

**RESOLVED**, That ANC2F advise the City Council that Bill 17-086 be adopted in its current form, and hereby appoints Commissioners **Richardson** and/or **Reed** to testify before the joint meetings of the Finance and Revenue and Public Service and Community Affairs Committees in support of Bill 17-86 on May 24, 2007.

**VOTE: Approved (6-0).**

**ABRA Matters**

*Whole Foods, 1425 P Street, NW (requested change in existing Voluntary Agreement)(Class B—off premises)*

A proposed form of an amendment to the existing Voluntary Agreement of Whole Foods was presented to the meeting by **Reed** and **Richardson**. Upon motion by **Reed**, seconded by **Richardson**, and after further discussion, it was,

**RESOLVED**, That the amended voluntary agreement with respect to Whole Foods as presented to the meeting be and is hereby approved, and the appropriate officers of ANC 2F are hereby authorized and instructed to execute such agreement and, in accordance with resolutions previously adopted by this ANC, to withdraw the pending protest of the ANC upon acceptance of the agreement by the Alcohol Beverage Control Board.

**VOTE: Approved (6-0).**

*La Pata Negra , 1612 14<sup>th</sup> Street, NW (Class C-Restaurant).*

**Reed** placed before the meeting a voluntary agreement which he had negotiated on behalf of the ANC with the above applicant, and which he had sent to counsel for applicants. **Reed** indicated that the agreement is consistent generally with agreements with neighboring restaurants Rice and Viridian. Upon motion by **Reed**, seconded by **Richardson**, and after further discussion, it was,

**RESOLVED**, That the voluntary agreement with respect to La Pata Negra as presented to the meeting be and is hereby approved, and the appropriate officers of ANC 2F are hereby authorized and instructed to execute such agreement. and, in accordance with resolutions previously adopted by this ANC to withdraw the pending protest of the ANC upon acceptance of the agreement by the Alcohol Beverage Control Board.

**VOTE: Approved (6-0).**

*Dakota Cowgirl, 1337 14<sup>th</sup> Street, NW (Class C-Restaurant, Entertainment Endorsement)-*

A proposed form of an amendment to the existing voluntary agreement of Dakota Cowgirl (previously named Hamburger Mary's) was presented to the meeting by **Reed** and **Richardson**. Andrew **Kline**, attorney for Dakota Cowgirl, objected to language in the draft regarding change in ownership the ANC be given 30 day notice of change of ownership. After discussion, the parties agreed in principle to a change such that any proposed change in ownership by Mr. Mlaker be notified to the other parties to the Voluntary Agreement within a reasonable period such that the ANC and private parties to the Voluntary Agreement would have the opportunity to complain to the Alcohol Beverage Control Board. Upon motion by **Richardson**, seconded by **Trock**, and after further discussion, it was,

**RESOLVED**, That the amended voluntary agreement with respect to Dakota Cowgirl as presented to the meeting be and is hereby approved, with the understanding that mutually agreeable language with respect to a provision agreed in principle between the parties as to notice by the current owner of the licensee be resolved, and the appropriate officers of ANC 2F are hereby authorized and instructed to execute such agreement and, in accordance with resolutions previously adopted by this ANC to withdraw the pending protest of the ANC upon acceptance of the agreement by the Alcohol Beverage Control Board.

**VOTE: Approved (6-0).**

*International –lifestyles t/a The Space- Karen Cox, 903 N Street, NW*

**Cox** presented a description of the above property and its use as rental space for special events and functions. She indicated that a liquor license will be sought for such uses, and that an application has been filed with ABRA. **Benardo** spoke to the community support for this project and the owner and stated there had been no complaints.

Upon motion by **Benardo**, seconded by **Trock**, and after further discussion, it was,

**RESOLVED**, That ANC2F advise the Alcoholic Beverage Control Board to grant a stipulated license to the licensee the Board’s consideration of the pending application.

**VOTE: Approved (6-0)**

*Stoney’s, 1433 P. Street, NW (Renewal of Class C-R license)*

Upon motion by **Reed**, seconded by **Trock**, and after further discussion, it was,

**RESOLVED**, That the Commission protest the application of Stoney’s LLC ) #75613 on the grounds that its operations would disturb the peace, order and quiet, of residential tenancies and lower property values, and that the Commission by represented by Commissioners Charles Reed and/or Jim Richardson before the Alcohol Beverage Control Board (“ABC Board”) in connection with such protest; and it is,

**FURTHER RESOLVED**, That such designated commissioners seek to negotiate a mutually acceptable Voluntary Agreement with the licensee, and that upon its ratification by this ANC and its acceptance by the ABC Board the protest shall be withdrawn.

**VOTE: Approved (5-0-1, Dyer abstaining).**

*Pending renewals*

**Reed** announced that the ANC had received notices from ABRA of numerous applications for liquor license renewals. These are notices in the ordinary course of the 3-year renewal cycle of all restaurant licensees. He directed that these notices be posted in the minutes

of the meeting so that the community could have an opportunity to bring to the attention of the ANC and its commissioners any comments it might wish to make with respect to the licensees.

The list follows. Note that the only those licensees in the ANC2F boundaries are noted. In addition, comments must be received by the ANC no later than the ANC public meeting that precedes the listed Petition date if the comment requests that the ANC protest the renewal. By law, the ANC may not protest an application or renewal later than the indicated posting date.

*Posting Date April 20, 2007*

*Petition Date June 4, 2007*

*Renewal Application Hearings June 20, 2007 @10:00 AM*

- Haad Thai Restaurant (CR-01) #21540
- Aoi, Inc. Restaurant (Sushi Aoi) (CR-01) #60525
- Kovaler, LLC (Veranda) (CR-01) #73443

*Posting Date April 27, 2007*

*Petition Date June 11, 2007*

*Renewal Application Hearings June 27, 2007 @10:00 AM*

- Logan Dining, LLC (Logan Tavern) (CR-01) #60706
- Logan Grill, LLC (Merkado) (CR-01) #71487
- Rice Restaurant, LLC (Rice Restaurant & Bar) (CR-01) #60730
- Answers Now, LLC (Sparky S Express Café) (CR-01) #60634
- Stoney's LLC (Stoney's) (CR-01) #75613

*Posting Date May 11, 2007*

*Petition Date June 25, 2007*

*Renewal Application Hearings July 11, 2007 @10:00 AM*

- Total Caterers Enterprise Inc. (1409 Playbill Café) (CR-01) #23427
- Titan Restaurant, Inc. (Dakota Cowgirl) (CR-01) #60218
- Hermanos Amaya, Inc. (La Villa Restaurant) (CR-01) #60123
- Lalibela Inc. (Lalibela Ethiopian Restaurant) (CR-01) #23745
- 1410 Restaurant Corp. (Mar De Plata) (CR-01) #60043

*Posting Date May 18, 2007*

*Petition Date July 2, 2007*

*Renewal Application Hearings July 18, 2007 @10:00 AM*

- HR-57 Center for the Advancement and Preservation (HR-57) (DR-01) #60382
- FDK Restaurant of National Place, Inc (A slice of Italy Pizzeria) (DR-01) #7255
- Aira Management, LLC (Aria) (CR-03) #74742
- Strathroy Park Corp. (Bobby Van's Grill) (CR-04) #73165
- Cesar Guzman (Casa Blanca Restaurant) (DR-01) #20067
- Chef Geoff's Downtown (Chef Geoff's Downtown) (CR-03) #60577
- Passion Food, LLC (DC Coast) (CR-03) #25677

- E&C Capitol LLC (Elephant & Castle Pub Restaurant) (CR-03) #70714
- National Delicatessen, Inc. (Loeb's Restaurant) (DR-01) #1881
- McCormick & Schmick Restaurant Corp. (M&S Grill) (CR-03) #60429
- The Oceanaire Restaurant Co. (The Oceanaire Seafood Room) (CR-03) #60184
- Parasi, Inc (Tuscana West) (CR-03) #19970
- JRC Group, LLC (Mongolian Grill/Tokyo Sushi Bar) (DR-01) #72360

**Community Development Committee Matters**

*1712 14<sup>th</sup> Street, Concept Massing and Design*

Upon motion by **Dyer**, seconded by **Biasillo**, and after further discussion, it was,

**RESOLVED**, That, having determined that concept, design, massing of the pending application relating to 1712 14<sup>th</sup> Street, NW is consistent with historical guidelines, ANC2F advise the Historical Preservation Review Board to approve such application.

**VOTE: Approved (6-0)**

**New Business**

The DDOT Streetscape Committee has extended an invitation for participation by interested community members in its project designed to identify streetscape needs and to develop a uniform identity in the Logan Circle area.

Upon motion by **Reed**, seconded by **Richardson**, and after further discussion, it was,

**RESOLVED**, That Commissioner **Dyer** be and is hereby appointed to represent ANC2F on the DDOT Streetscape Committee.

**Treasurer's Report (Sandra Biasillo, Treasurer)**

Treasurer **Biasillo** moved and **Dyer** seconded the approval of the following expenses:

|              |                 |
|--------------|-----------------|
| Cynthia Cota | \$702.80        |
| Verizon      | 64.46           |
| Interland    | 155.40          |
| RCN          | 430.80          |
| DC Treasurer | 25.00           |
| <b>TOTAL</b> | <b>1,378.46</b> |

**VOTE: Approved (6-0)**



Treasurer **Biasillo** presented a Quarterly Report. Upon motion by **Dyer**, seconded by **Reed** and after further discussion, the Quarterly Report was approved.

**VOTE: Approved (6-0)**

**Adjournment**

There being no further business, the meeting was duly adjourned at 9:27 pm.