

ADVISORY NEIGHBORHOOD COMMISSION 2F REGULAR MONTHLY PUBLIC
MEETING Wednesday, April 2, 2008 – 7:00 PM
WASHINGTON PLAZA HOTEL
10 THOMAS CIRCLE, NW

Present: Charles Reed (2F01) (Chairman), Chris Dyer (2F03), Mike Benardo (2F06), Jim Richardson (2F02), Jennifer Trock (2F04)

Absent: Jerome Sikorski (2F05)

COMMUNITY FORUM

Chairman Reed noted a quorum was present, called the meeting to order at 7:00 p.m. and directed the Executive Director file a copy of the notice of the meeting with the minutes.

Commissioner Announcements

Commissioner Richardson announced a Smart Bike 14th RI next to 7 Eleven will be open and bikes will be available for rentals in late April. SmartBike is a type of automated bicycle rental (or “bike sharing”) system developed by Clear Channel Adshel, an international outdoor advertising company. SmartBike is coming to DC as part of our bus shelter advertising contract. For more information see www.ddot.dc.gov/bike, or call 202 671 2331

Commissioner Trock announced the LCCA's April meeting on Wednesday, April 9, 2008 at 7:00 p.m. Special Location—The Terraces at the Icon—1320 13th Street, N.W. between N and O Streets; rain location Washington Plaza Hotel. The Logan Circle Community Association special meeting was designed to help you meet your neighbors, learn about neighborhood resources, and meet community leaders. Special guests include Councilmember **Jack Evans**, and representatives from **ANC2F**, **MPD**, and the **Executive Office of the Mayor**. For additional information, please contact desi.deschaine@logancircle.org or visit www.logancircle.org

The Hines/Archstone team expects to break ground in March 2009 on the \$850 million retail, residential and office project on the former site of the **Washington Convention Center**. For more information or to receive a copy of the *Neighborhood Link* - the community newsletter of the Old Convention Center Site Redevelopment Project, contact Dawn C. Marcus at 202/ 347-6337 or email www.hines-smith@hines.com

Commissioner Reed reported that Zipcar is in violation of its undertaking to landscape its lot at 14th Street, NW. The Zipcar facility is within the 14th Street Streetscape project in which the ANC and the community are actively working with the D.C. Department of Transportation to enhance the 14th Street corridor—from Thomas Circle to U Street. In its present appearance, the Zipcar parking lot is an esthetic sore thumb that heavily and adversely impacts the Logan Circle community. Since the Zipcar location is within the SMD 01, **Chairman Reed** wrote to Zipcar requesting that they take immediate action to cure the problem.

The District of Columbia Water and Sewer Authority (WASA) Board is considering a proposed 8.5 percent rate increase for water and sewer services, effective October 1, 2008.

WASA provides water and wastewater collection and treatment services for retail customers in the District. Gradual rate increases are required to cover the costs of WASA's 10-year, \$3.1 billion capital improvement program to upgrade the District's water and sewer infrastructure and to meet expanding federal requirements for controlling water pollution.

If approved, the combined water and sewer rate would increase from \$5.37 per hundred cubic feet (ccf) to \$5.83 per ccf. In addition to this increase, the Right-of-Way/Payment In Lieu Of Taxes (PILOT) fee will increase from \$0.47 per ccf to \$0.52 per ccf, divided as follows: Payment in Lieu of Taxes to the District of Columbia - \$0.39 per ccf; and District of Columbia Right-of-Way fee - \$0.13 per ccf. These fees are charged to WASA by the District of Columbia government, and are passed through as a separate line item on the WASA bill. Under the current proposal, the typical residential customer's monthly bill would increase by approximately \$4.24 per month (based on an average monthly usage of 8.33 (ccf) or 6,231 gallons of water).

The proposed rate increases will be extensively publicized and discussed at a number of community meetings and a formal hearing. Included in this year's public discussion on rate adjustments will be WASA's proposed policy to implement a separate impervious surface rate structure. Rather than use the per-gallon water purchase rate, to pay for the \$2.2 billion combined sewer overflow (CSO) control plan, this separate proposal for a new rate structure, effective with the October 2008 bill, would be based on the amount of impervious area on each property producing water runoff entering the city's sewer system. ANC2F is looking for a community member to attend one of the meetings listed below and report back to the ANC on the information. If you are interested in volunteering to attend one of the WASA meetings, please contact the office at www.ANC2F@starpower.net.

Two public WASA hearings are scheduled:

-Wednesday, June 11, 2008 from 6:30-8:30 pm at the Council of Governments (COG) 777 North Capitol Street, NE.

-Monday, June 23, 2008 from 10:00 am to 12:00 noon at the Council of Governments (COG) 777 North Capitol Street, NE.

Additional information on WASA's rate proposal is available by calling the Office of Public Affairs at (202) 787-2200.

KaBOOM!. Free training session on how to build a playground led by D.C.-based national non-profit **KaBOOM!**, a Workshop Entirely on Play (WE Play!) will be held in Washington D.C. on Thursday, April 10 at the Jury's Washington Hotel (Dupont Circle) from 9 AM-4 PM. WE Play! is a one-day, FREE regional training packed with interactive sessions, networking opportunities and first-hand success stories from people who have mobilized their community to create great places to play. From planning a playground project to involving your local government in the cause of play, WE Play! sessions give all participants the tools and inspiration to take action. More information can be found at www.kaboom.org/weplay or by calling 202/464-6184. This workshop is free to anyone interested in learning how to fundraise, build and advocate for great places to play in their community.

PSA 307 Report – LT. Smith

Officer MJ Caron gave the community update for Lt. Smith. Lt. Smith is asking for help with a career criminal drug dealer and arms dealer in the Logan Circle area. The defendant, Denadre Kelly has a sentencing hearing on Friday, April, 4, 2008. **Officer Caron** pointed out that the judge in this case is taking the position that the community is not a victim in this case and therefore Victims of Crimes Act in the DC does not allow every association to come into court to allocate. ANC2F will file a short Motion in Aid of Sentencing describing the community's position and concerns. Anyone interested in participating in the community allocution is encouraged to call 202-365-6454.

Officer MJ Caron gave a report violent crime is down 50% from last year; stolen autos are up from 1-2 over last year and assaults are down. 916 N Street, NW continues to be a hotbed of drug and gun activity; the home of defendant's mother Denadre Kelly.

Garrison Elementary School should no longer be used for walking dogs on grounds. The parents of children at the school have been upset at the amount of dog waste on the playground.

Mayor's Office Ward 2 Coordinators- Abby Petersen and Mark Bjorge

Abby Petersen stated the lights 14th and N Streets, NW were working properly. However, **Cheryl Barnes**, Logan Circle resident complained about the lights crossing 14th Street- "the hand signal stays on only for 2 seconds and it doesn't give people enough time to cross, especially handicapped and elderly." **Petersen** said she has made a request to change and DOT is looking into the timing of the light.

Graffiti cleanup waivers were made available at the meeting. Each property owner must sign a Graffiti Removal Release and Waiver of Liability Form before the City will remove graffiti from a property. For a Graffiti Removal Release and Waiver of Liability Form, please contact the Office of Community Relations and Services at 202-442-9509.

Commissioner Richardson inquired about the lack of a lock on a fence garbage enclosure located at 14th and P (Richardson) no lock on garbage fence and the new bus stop at 14th and P is littered with personal posters that are posted all over the new bus stop. Petersen pointed out that the Green Team can help to clean this up.

Mark Bjorge and **Abby Petersen** can be reached at the Office of Community Relations and Services 202-442-9509 or at mark.bjorge@dc.gov or abby.petersen@dc.gov

DDOT Report – Chris Ziemann (DDOT Transportation Planner, Ward 2)

The 4th Public Meeting – 14th Street Study Summary meeting will be held on Thursday, April 24, 2008 from 6:30 PM-8:30 PM. **Brian Vargas** will represent the ANC2F and present a report to the May community ANC meeting.

Eric Redder, Capital Pride Parade, asked **Ziemann** about the construction timeline of the 14th Street project. Ziemann said the date on project short term is approximately 12-24 months and concrete construction could take 5-7 years.

Chairman Reed commented that the street work on Q Street, NW between 14th and 11th was to begin last April and completed by December 2007. He noted the site is still under construction and DOT states at least 3 more weeks. **Reed** also noted, in front of 1310 Q Street PEPCO worked at 1 AM and had very loud conversations. This proved to be very disturbing to the surrounding neighbors.

Commissioner Dyer asked **Ziemann** about the 15th Street Reconfiguration analysis. **Ziemann** said a public meeting will be held may be some time in May. **Chairman Reed** suggested a community meeting can be held during an ANC monthly meeting.

Christopher.Ziemann@dc.gov or at 202/671-2555

Community Announcements

Eric Nelson, Owner, the Cocoa Gallery- 1529 14th Street, NW presented the idea for outdoor seating. No formal document application has been filed at this time.

- 10 Minute Recess -
BUSINESS MEETING

Upon motion by **Trock**, seconded by **Richardson** and after further discussion, the agenda was approved with the following amendments and a copy directed to be filed with the minutes and posted on the ANC2F website:

Add under CDC matters:
Federal Bank
DOT driveway
Morrison Clark/ Quincy Condo

Add under ABRA matters:
HR 57- Stipulated license

Add under new business:
Election of Assistant Secretary

Vote: (5-0) Unanimous

Approval of ANC 2F Minutes of Meetings of March 5, 2008

Minutes of the meeting of March 5, 2008, were presented for approval. Upon motion by **Dyer**, seconded by **Benardo**, and after further discussion, the minutes were approved with direction to the Executive Director to post the same on the ANC2F website.

Vote: (5-0) Unanimous

Crime and Public Safety Matters

ANC2F Crime and Public Safety Committee Report (Helen Kramer, Chair) -
No report.

DCEMADHS/Street Closures

Eric Reader presented a request for street closing for the Capital Pride Parade that will be held on Saturday, June 14, 2008 6:30 PM- 8:30 PM. **Reader** stated that the request complies with the published street closing policy of this ANC and that he had made substantial progress in dealing with others entitled to notice and opportunity to comment. **Reader** can be reached eric@ericreader.net for more information.

George Banker presented a request for street closing for the Army Ten-Miler Race that will be held on Sunday, October 5, 2008 at 8:00 AM with rolling closures. **Banker** stated that the request complies with the published street closing policy of this ANC and that he had made substantial progress in dealing with others entitled to notice and opportunity to comment. **Banker** can be reached at 202-685-3361 or www.armytenmiler.com for more information.

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

RESOLVED, That upon review of the street closing applications pending before the D.C. Emergency Management Agency and Department of Homeland Security (“EMADHS”) and presented to the ANC, ANC 2F advise EMADHS to grant such applications as presented to this meeting: Capital Pride Parade(Saturday, June 14, 2008 at 6:30 PM); Army Ten-Miler Race (Sunday, October 5, 2008 at 8:00 AM with rolling closures).

Vote: (5-0) Unanimous

ABRA Matters

HR-57 1610 14th Street, NW- Application (and stipulated license) for retailer “CR” license, sidewalk café, entertainment endorsement.

HR-57 is a longstanding jazz club looking to expand business by adding a sidewalk café and, in order to comply with ABRA requirements, obtaining an entertainment endorsement.

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

RESOLVED, That the ANC2F advise ABRA to approve the application to grant the stipulated license to change the operation as presented to the meeting for HR-57 1610 14th Street, NW.

Vote: (5-0) Unanimous

Community Development Committee Matters

ACKC's Public Space Application for a Sidewalk Cafe

For ACKC Cocoa Bar at 1529c 14th Street, NW, drawings were distributed to the CDC showing sixteen seats at eight tables (two chairs per table). The sidewalk is 19 feet wide and the café would be 7' 8". The remaining open sidewalk would be 11' 4" wide after the café and the tree box takes up 4' of that that space. ACKC intends to use stanchion poles and chains to cordon off the space. All of the tables, chairs, stanchion poles, chains, and other items will be taken in every night.

The CDC and the community members present were receptive to the idea of a sidewalk café at ACKC and look forward to receiving a formal presentation at the April meeting. No CDC action was taken at this time.

Concept Review and Zoning Variance Request for a Project at the Southeast Corner of 14th and G Streets (Former Federal American National Bank Building)

A presentation to the CDC was lead by Thomas Johnson of the architectural firm of Martinez and Johnson. Other presenters included James Reigle, Sean Regan, Rob Malootian and Dr. Rouben Adalian founder of the Armenian Genocide Museum of America. Dr. Adalian spoke about the museum's mission ("education of human rights issues, genocide, and the Armenian experience") and described how the museum foundation came to acquire the building in question. He added that the museum will be open to the public free of charge.

Both the interior and exterior of the building are protected by a landmark designation and must go before HPRB for approval. The team is presenting to HPRB for concept review at March 27 meeting. They will also be requesting a zoning variance from the requirement for a rear yard setback in order to fill out the lot with a new building (sometime in May). Most of the modern code requirements for fire/life/safety/ADA are being met with this new building: stairs, vertical ventilation, elevators, bathrooms, etc.

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

RESOLVED, that ANC2F accept the recommendation of the CDC and advise the Historical Preservation Review Board to approve the pending application for concept and design for the renovations of the property at 14th and G Streets (Former Federal American National Bank Building) Street, NW, because the proposed modifications were not inconsistent with historical guidelines; and it is,

FURTHER RESOLVED, That **ANC2F** having previously noted that the applicant did not appear before the CDC in time to allow the full commission to act on the application before the hearing date scheduled before the HPRB, and the HPRB having refused to grant **ANC2F**'s request to continue the hearing, prejudices the ability of the ANC to meet its statutory obligations, and the Chairman be and is hereby authorized and directed to bring this matter to the attention of HBRB and request more effective notice of such matters.

Vote: (5-0) Unanimous

1050 K Street re-cut of driveway

The project is an eleven-story office building with first-floor retail. Applicant is applying for a new 20 foot curb cut and concrete sidewalk apron for a parking garage entrance and exit on 11th Street, NW, near the southwest corner of the project. All of the sidewalks, curbs, and gutters on the K and 11th Street boundaries of the property will be replaced. Applicant also seeks a permit to install granite pavers on the sidewalks along K and 11th Street, and to put planters (no higher than 12") in the sidewalks, matching the building.

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

RESOLVED, That the recommendations of the CDC as presented to this meeting be and are hereby approved; and that **ANC2F** advise **DDOT** to grant the pending application for public space permits for the curb cut, sidewalk aprons, and other requests.

Vote: (5-0) Unanimous

Application Number 17729 of Morrison-Clark Limited Partnership I and Morrison-Clark LP

Variance pursuant to 11 DCMR 3103.2 and 3104.1 under the use provisions under subsection 350.4(d), a variance from the nonconforming structure provisions under subsection 2001.3, a variance from the rear yard requirements under section 404 and a special exception from the roof structure setback requirements under subsection 411.11 to allow the renovation and expansion of an existing inn located in the DD/R-5-E District at premises 1015 L Street, N.W., square 341, lots 63, 69, 70, 831 and 832.

Although **ANC2F** had previously advised **HBRB** to grant the pending application in December 2007, **Dominique Fernandez** chairman of the adjacent Quincy Park Condominiums requested the **ANC2F** to rescind its approval on the grounds that information highly relevant to the CDC and ANC decisions on these matters were withheld and/or changed from the time of the ANC consideration. Ms. Fernandez pointed out the problems, such as the failure to show the adjacent property on plans provided to the ANC and CDC, which would have revealed that the proposed project will consist in part of a 90 foot wall 3 feet from the picture window living rooms of a number of the Quincy Park condominium units. This fact was confirmed by

Commissioner Benardo (a member of the CDC at the time, and currently chair of the CDC), who presented copies of plans shown to the CDC which are different from those shown to the HPRB at the hearing of March 15, 2008..

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

RESOLVED, That ANC2F finds that relevant information which the CDC and the ANC2F would have relied was withheld or not available at the time of the decision taken by ANC2F to advise HPRB to grant approval of concept, massing and design of this project, send a letter to BZA, and that such information undercuts the determination made previously by the ANC that the three variances would not be a substantial detriment to the public good; and that granting the application will not be inconsistent with the general intent and purpose of the Zoning Regulations and Map; and it is,

FURTHER RESOLVED, That ANC2F rescind the advice given to HPRB on this matter, notify HPRB to that effect, and file a request for rehearing on the Summary Order issued by the Board of Zoning Adjustments, and that the Chairman of ANC2F and Commissioners Bernardo and Richardson be and are hereby authorized and directed to implement this resolution.

Vote: (5-0) Unanimous

Mid City 501-c3-

No discussion

New Business

Owing to the absence for reasons of health of **Commissioner Sikorski**, and his inability currently fulfill the duties of Secretary of ANC2F, a proposal was put before the meeting to elect an assistant secretary to assist in such duties pending the recovery of Commissioner Sikorski.

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

RESOLVED, That Commissioner **Jennifer Trock** be and is hereby elected Assistant Secretary to perform the duties of the Secretary in the absence or incapacity of such Secretary, to serve until her successor is elected and qualified to serve.

Vote: (5-0) Unanimous

City Council Oversight Hearings

Chairman Reed and Commissioner Richardson reported upon their testimony before the City Council in ANC Oversight Hearings. In particular, they recommended that various proposals for improvement of the ANC Act be forwarded to the Council.

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

RESOLVED, That ANC2F advise the City Council on recommendation for improvement of the effectiveness of the Advisory Neighbor Commission structure, and such advise be published on the ANC2F website; and that the Chairman be and is hereby authorized and instructed to forward such advice, and to cause such advice to be published on ANC2F.org.

Vote: (5-0) Unanimous

Treasurer's Report (Jim Richardson, Treasurer)

Upon motion by **Dyer**, seconded by **Reed** and after further discussion, the following expenses were approved;

Cynthia Cota	\$938.70
Verizon	62.92
DC Treasurer (Feb)	54.00

Vote: (5-0) Unanimous

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

RESOLVED, That the employment agreement of Employment Agreement of Executive Director, Cynthia Cota, adopted at the meeting of February 2,008 be and is hereby ratified and approved, as of the date adopted.

Vote: (5-0) Unanimous

Adjournment

There being no further business, the meeting was duly adjourned at 9:02pm.