

**ADVISORY NEIGHBORHOOD COMMISSION 2F REGULAR MONTHLY  
PUBLIC MEETING**

Wednesday, April 1, 2009 – 7:00 PM  
WASHINGTON PLAZA HOTEL  
10 THOMAS CIRCLE, NW

**Present:** Charles Reed (2F01) (Chairman), Mike Benardo (2F06) (Vice Chairman) Brian Vargas (2F03), Dustin Cole (2F05)(Treasurer), Monica Schneider (2F02)

**Absent:** Matt Raymond (2F04)

**COMMUNITY FORUM**

**Commissioner Announcements**

**Reed** gave a brief description of the business and powers of the ANC, as is also reflected on the ANC's website, [ANC2F.org](http://ANC2F.org).

**Benardo** announced the DC Circulator will run on 14<sup>th</sup> Street and announced two new routes: Union Station – Navy Yard Metro and Woodley Park – Adams Morgan – McPherson Square Metro. The new routes provide greater connection for area residents and employees, businesses, and visitors to the multitude of cultural, nightlife, dining and shopping opportunities our neighborhoods offer.

**Vargas** announced the LCCA's next monthly membership meeting is scheduled for Wednesday, April 8, from 7 to 9 p.m. at the fabulous new [CulinAerie](#) cooking school at 1131-14th Street, N.W. (just below Thomas Circle). Following a brief business meeting (open to the public) CulinAerie co-owner Susan Holt will conduct a cooking demonstration, followed by some tasty house-prepared hors d'oeuvres and wine. There will be time for touring the school and socializing, and members will leave with happy tummies and recipes for your next get-together. Please note: The business meeting portion of the evening will begin at 7 p.m. and last until about 7:30 p.m. That portion of the meeting is open to all, but space is limited. Reservations are required for the cooking demonstration portion of the meeting.

**PSA 307 Report – Lt. Vanessa Moore**

Lt. Vanessa Moore introduced herself and spoke to the Logan circle community about crime. Compared to this time last year crime is up approximately 150%. The neighborhood has experienced an increase in robberies, burglaries and thief from autos. Crimes committed with guns are slightly up from last year. The most dramatic increase is condo garage theft. While people are returning home and the auto garage door opener is still up, people going under the automatic garage doors and stealing bikes, and breaking into cars and stealing global position systems. Lt. Moore pointed out that most crimes are committed at night; however, more police officers are assigned to the day shift.

Lt. Moore can be reached at 703/405-1993 or by email at [vanessa.moore@dc.gov](mailto:vanessa.moore@dc.gov).

## **Community Announcements**

Reverend Karen Brau, of Luther Place Memorial Church 1226 Vermont Ave introduced herself to the community.

- 10 Minute Recess -

## **BUSINESS MEETING**

### **Approval of Agenda**

Upon motion by **Benardo**, seconded by **Schneider** 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 ANC 2F website:

*Add under New Business:*  
DDOT Loading Zone on 10<sup>th</sup> Street

**Vote: (5-0) Unanimous**

### **Approval of ANC 2F Minutes of Meeting of March 4, 2009**

Minutes of the meeting of March 4, 2009, were presented for approval.

Upon motion by **Vargas** seconded by **Cole**, and after further discussion, the minutes were approved with direction to the Executive Director to post the same on the ANC 2F website.

**Vote: (5-0) Unanimous**

### **HSEMA/Street Closures**

**George Banker** presented a request for street closing for the Army-Ten Miler, which will be held on Sunday, October 4, 2009 from 6:00 AM -12:30 AM. **Banker** stated that the request complies with the published street closing policy of this ANC and that she had made substantial progress in dealing with others entitled to notice and opportunity to comment. **Banker** can be reached at [www.armytenmiler.com](http://www.armytenmiler.com) for more information.

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

**RESOLVED**, That upon review of the street closing application of Army- Ten Miler to be held October 4, 2009 pending before the Homeland Security Emergency Management Agency (“HSEMA”) and presented to the ANC, ANC 2F advise HSEMA to grant such application.

**Vote: (5-0) Unanimous**

**Eric Reader** presented a request for street closing for the Capital Pride Parade, to be held on Saturday, June 13, 2009. **Reader** stated that the request complies with the published street closing policy of this ANC and that she had made substantial progress in dealing with others

entitled to notice and opportunity to comment. **Reader** can be reached at [ereader@capitalpridealliance.org](mailto:ereader@capitalpridealliance.org) for more information.

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

**RESOLVED**, That upon review of the street closing application of Capital Pride Parade, to be held on Saturday, June 13, 2009 pending before the Homeland Security Emergency Management Agency (“HSEMA”) and presented at the meeting, ANC 2F advise HSEMA to grant such application.

**Vote: (5-0) Unanimous**

**Joshua Stevens** presented a request for street closing for the Marine Corps Marathon, to be held on Sunday, October 25, 2009 at 8:00 AM. **Stevens** 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. **Stevens**, can be reached at [joshua.stevens@usmc.mil](mailto:joshua.stevens@usmc.mil) for more information.

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

**RESOLVED**, That upon review of the street closing application of the Marine Corps Marathon to be held on Sunday, October 25, 2009 pending before the Homeland Security Emergency Management Agency (“HSEMA”) and presented at the meeting, ANC 2F advise HSEMA to grant such application.

**Vote: (5-0) Unanimous**

### **DDOT**

*Pay telephone 1631 14<sup>th</sup> St, NW, next to the Central Union Mission*

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

**RESOLVED**, That ANC 2F advise DDOT not to grant the public space permit on the grounds that the phone is used to promote drug activity, loitering and trash.

**Vote: (5-0) Unanimous**

### **ABRA**

*Further consideration of single sale ban exceptions in light of ABC Board determination on container markings.*

**Reed** reported that the Alcoholic Beverage Control Board held a fact finding hearing on March 25, 2009, with respect to the proposed Voluntary Agreement with Barrel House Liquors, 1341 14th St. NW #023984 Class A Retail. The Board advised the ANC that it would accept a one-year period (as distinguished from the 6-month period in the submitted agreement) before the ANC could seek rescission of an exception to the statutory single sale ban. In addition, the Board determined that, while it had no objection to the parties entering into a side agreement to provide that the licensee would mark all containers sold as singles, it would not accept such a

provision in the voluntary agreement to which the Board is also a party. **Reed** further stated that, after the fact finding hearing he had met with **Mr. Mesfun**, the owner of Barrel House Liquors, who agreed to such changes. A revised Amendment to Voluntary Agreement and a side agreement was presented for ratification and approval by the ANC.

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

**RESOLVED**, That ANC 2F hereby accepts the Amendment to Voluntary Agreement, dated as of February 4, 2009, as presented to the meeting between ANC 2F and Barrel House Liquors, and directs that the same be submitted to Alcoholic Beverage Control Board (“ABC Board”); and it is,

**FURTHER RESOLVED**, That ANC 2F hereby accepts the Side Amendment, dated as of February 4, 2009, between the same parties, pursuant to which the parties provide for a separately enforceable system of marking single containers, the purpose of which is to enable the ANC to determine the origin of single sales of alcoholic beverages sold under the exception to the single sales ban and, thereby more effectively make decisions whether to seek revocation of the exception in order to avoid the problems sought to be addressed by the ban; and it is,

**FURTHER RESOLVED**, That the appropriate officers of the ANC be and here hereby authorized and directed to submit the amendment to the Alcoholic Beverage Control Board and advise the Board to grant an exception to the single sales ban to the Licensee subject to the Licensee’s continued compliance with its voluntary agreement, as amended; and it is

**FURTHER RESOLVED**, That the policy previously adopted by this ANC with respect to exceptions under D.C. Code §25-345(b) (the “Act”) banning certain single sales of beers, malt liquors and ales and spirits be and is hereby amended to provide that a one-year minimum period be established in any voluntary agreement provisions with retailers subject to the ban prior to which the ANC may seek to revoke an exception granted by the ABC Board to the Act; and it is,

**FURTHER RESOLVED**, That this ANC provide, whether by inclusion in the voluntary agreement or by side agreement, for a marking of all containers of alcoholic beverages sold as singles by the licensee so as to assist in identifying the origin of sales by the licensee when such beverages are drunk in public or their containers disposed of on the streets; and it is,

**FURTHER RESOLVED**, That a voluntary agreement in similar form to that previously authorized by this ANC with Press Liquors 525 14<sup>th</sup> Street, NW #076197 Class A, be modified to conform to a voluntary agreement and side agreement with the same effect as to the one-year period and marking system, but in all other respects containing the terms previously agreed between the parties to the voluntary agreement, and that the voluntary agreement as so modified be submitted to the ABC Board and, subject to the same condition of continued compliance with such voluntary agreement, and that subject to its acceptance by

the Board, ANC 2F advise the Board to grant an exception to the single sale ban under the Act; and it is,

**FURTHER RESOLVED**, That ANC 2F hereby authorizes and directs that a voluntary agreement and side agreement be entered into with Continental Liquors 1100 Vermont Ave., NW #078964 Class A, a licensee with premises in the business district of ANC 2F, on similar terms as Press Liquors, also located in a business district within ANC 2F, and that such voluntary agreement be submitted to the ABC Board on the same basis as is hereby authorized for Press Liquors; and it is,

**FURTHER RESOLVED**, That ANC 2F hereby authorizes and directs that voluntary agreements and side agreements be entered into with the following licensees on similar terms as Barrel House Liquors, with the following licensees, such voluntary agreement be submitted to the ABC Board on the same basis as is hereby authorized for Press Liquors:

Sav-On Liquors- 1414 14<sup>th</sup> Street, NW #000178 Class A Retail  
Best-Iin Liquors- 1450 P Street, NW #011823 Class A Retail  
S and W Liquors-1428 9<sup>th</sup> Street, NW #010963 Class A Retail

**Vote: (4-1), Vargas dissenting**

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

**RESOLVED**, That ANC 2F hereby ratifies and confirms voluntary agreements as entered into with 11-M Corner Market 1133 11<sup>th</sup> Street, NW #012446 Class B Retail and Capitol Supermarket 1231 11<sup>th</sup> Street, NW #001688 Class B Retail and submitted to the Alcoholic Beverages Control Board.

**Vote: (5-0) Unanimous**

*Hermanos Amaya, Inc., La Villa Restaurant 1317 14<sup>th</sup> Street #060123 CR-01—entertainment petition*

**Reed** stated he had met with the owner of the licensee who wishes to continue the practice he has followed throughout of providing some entertainment and dancing at the La Villa Restaurant. By consent, Commissioner **Schneider**, in whose SMD the licensee is located, was appointed to meet with the owner, and negotiate a voluntary agreement to be presented at the May meeting of the ANC.

### **Community Development Committee**

*1440 New York Avenue Vault Repairs and Street Scape 15<sup>th</sup> and G Streets*

The property is fully improved with a 12 story, commercial office building with one level of subterranean parking beneath the footprint of the building tower. The first floor slab extends beyond the building footprint it supports a public sidewalk and vault slab. The overall condition of the garage slab on-grade is considered to be fair, as compared to properties of similar age and construction type. The vault; however, is undergoing severe physical distress and is in need of

various categories of structural repairs including waterproofing. Applicant is applying to DDOT for a public space permit. *CDC Vote: 7 -0 Unanimous*

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

**RESOLVED**, That ANC 2F advise DDOT to grant a public space permit upon the terms submitted to and approved by the CDC.

**Vote: (5-0) Unanimous**

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

**RESOLVED**, That, ANC 2F hereby ratifies the appointment of Brian Vargas as Vice Chair of the Community Development Committee.

**Vote: (5-0) Unanimous**

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

**RESOLVED**, That, ANC 2F hereby ratifies the appointment of Jessica Zufolo as the ANC 2F02 appointment to the Community Development Committee

**Vote: (5-0) Unanimous**

### **New Business**

#### *Arts Overlay Committee*

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

**RESOLVED**, That ANC 2F hereby reinstates the Arts Overlay Committee and appoints Andrea Dougherty as its Chairperson, it being the charge of the Commission that the Committee seek diligently to implement zoning restrictions contained in the overlay (and, specifically, the 25% limitation of restaurant use) by working with appropriate agencies; and to report to the Commission from time to time as to progress.

**Vote: (5-0) Unanimous**

#### *DDOT Loading Zone 10<sup>th</sup> Street*

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

**RESOLVED**, That ANC 2F advise DDOT to create a no loading zone on 10<sup>th</sup> Street and Rhode Island, in addition on L Street a no loading zone, no truck zone.

**Vote: (5-0) Unanimous**

#### *DC Council Legislative Oversight of ANCs Hearings.*

**Reed** noted that the DC City Council legislative oversight hearings of ANC 2F operations will take place on April 7, 2009.

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

**RESOLVED**, That the Chairman and Treasurer of this Commission and Brian Vargas be and are hereby authorized and directed to testify at the oversight hearing.

**Vote: (5-0) Unanimous**

**Treasurer's Report (Dustin Cole, Treasurer)**

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

|  |          |
|--|----------|
| Cynthia Cota .....                       | \$938.45 |
| Verizon.....                             | 67.34    |
| DC Treasurer.....                        | 54.00    |
| IRS .....                                | 1,173.45 |
| DOES .....                               | 54.00    |
| Cynthia Cota (Web.com/printer ink) ..... | 263.17   |

**Vote: (5-0) Unanimous**

**Adjournment**

There being no further business, the meeting was duly adjourned at 9:22 PM.