

ADVISORY NEIGHBORHOOD COMMISSION 2F REGULAR MONTHLY PUBLIC MEETING
Wednesday, May 6, 2009 – 7:00 PM
WASHINGTON PLAZA HOTEL
10 THOMAS CIRCLE, NW

Present: Charles Reed (2F01) (Chairman), (Vice Chairman) Brian Vargas (2F03), Matt Raymond (2F04) Mike Dustin Cole (2F05), Monica Schneider (2F02)

Absent: Mike Benardo (2F06)

COMMUNITY FORUM

Commissioner Announcements

Chairman **Reed** reported that the Quincy Park Condominium appealed the Board of Zoning Adjustments ruling denying a rehearing of the application of owners of the Morrison Clark Hotel (11th and H Streets, NW) for special exception and variances and granting the requested exceptions and variances. In addition, counsel for the Condominium has requested that ANC2F file an *amicus* brief supporting the position of the Condominium. ANC2F did file a brief, *amicus curia*, with the District of Columbia Court of Appeals, in support of overruling the ruling of the Board of Zoning Appeals. Over the objection of the Morrison Clark, the Court has accepted the filing of the brief.

Vargas announced the Logan Circle Community Association will hold its monthly membership meeting on Wednesday, May 13, from 7 to 9 p.m. at the Washington Plaza Hotel, 11 Thomas Circle, N.W. LCCA offer a program on "Art Collecting 101: Advice for the Emerging Collector," featuring local art rock stars Philippa P.B. Hughes, founder and president of the Pink Line Project; Veronica Jackson, co-founder and senior exhibit designer for Jackson Brady Design Group; and Victoria Reis, executive director of Transformer, Logan Circle's exclusive not-for-profit gallery devoted to supporting emerging artists and their work. The conversation will be about getting started collecting decent art on a budget, strategies for identifying galleries and other venues that show good work for reasonable prices, opportunities to learn more about art and art collecting, and getting connected with the local art scene. collecting art. Ward 2 Councilmember Jack Evans will be at the meeting. There will be a special election to fill two vacant LCCA Board seats. There will be a discussion of the proposed Logan Circle "Heritage Trail" project.

Cole reported he has been working with Horizon House to provide better housing conditions for its residents. There has been a good amount of progress at the Horizon House and Claridge Towers. DCHA has been working tirelessly to help to resolve the bed bug issue and has also provided a copy of their contract with CIH and the management plan. DCHA intends to communicate with ANC2F with the on-going renovations and management. Horizon House is a 10-story high-rise building servicing senior and disabled residents in Logan Circle.

PSA 307 Report – Lt. Vanessa Moore

Lt. Moore's report was provided by **Officer Caron**. Robbery is down 50 % and other violent crime is down 11% from the same time last year. Unfortunately, overall crime is up with the largest increase seen in theft from auto, which center on global positioning systems and computer devices left in cars. Residents are warned that there have been bogus attempted entries by persons claiming to be doing security checks. Do not admit such individuals. Lt. Moore can be reached at 703/405-1993 or by email at vanessa.moore@dc.gov.

Community Announcements

Sherri Kimbal, Director of Constituent Services, Jack Evens Office announced that the United House of Prayer For All People will hold the annual Memorial Day parade "Memorial Day Peace Parade" on Saturday, May 23, 2009. The parade route will travel down 13th Street, NW, from U Street. The actual parade route will be: 6th Street- Florida Avnue-13th Street-Logan Circle- P STret-7th Street- back to the United House of Prayer For All People located at 601 M Street, NW. Additionally, the United House of Prayer for All People will hold nightly services on Friday, May 22-Sunday, May 24, 2009 at the Washington Convention Center Authority. Please check with United House of Prayer for the start time of the parade and prayer service. Sherri Kimbel can be reached at skimbel@dccouncil.us.

Ward 2 Councilman Jack Evans

Ward 2 Councilmember Jack Evans announced that \$1 million from the parking meter revenue and \$1.5 million in reprogrammed funds are to be applied to the re-development of the historic O Street Market site. These funds will be used for architectural, engineering, design and consulting fees for the site, which will include new residential housing, a new Giant Supermarket, a hotel and below-market rate housing for senior citizens. Planning work will begin this year and Evans expects groundbreaking in 2010." He also stated that the Council votes May 12 on the budget for FY 2010, which starts October 1, 2009. He explained that this vote is the end of a process that began last fall when agencies began drawing up proposed budgets and submitting them to the Mayor. One major step along the way is the release on February 1 of the annual audit, known as the "CAFR." The CAFR shows actual financial activity in the prior fiscal year. Another step is the release of the "baseline" budget later in February, which projects governmental cost for the next fiscal year assuming a continuation of last year's performance, with no new programs or cuts to service. All of this activity and more are reviewed by the Council's oversight hearings in February and March.

Once the Mayor submits the budget to the Council on March 20th, the 12 committees of the Council have hearings on the agencies relevant to each committee. Hundreds and hundreds of hours are consumed in oversight and budget hearings involving public and agency witnesses and questioning. Often, the Council takes exception to various parts of any Mayor's budget. Last week the Committees "marked up" the various agencies and forwarded those recommendations to the Committee of the Whole, chaired by Council Chairman Vince Gray. It is then his job to compile and refine the various recommendations, and to propose a final plan on how the District will spend the nearly \$10 billion in local, federal and other funds which are the District's revenue sources.

Evans touched on several other topics, including the recent Council vote to approve same-sex marriages legally entered into in other jurisdictions. He expects that a bill will be addressed legalizing single-sex marriages in the District. Finally, he noted that the Council will act on a bill that will continue elevated property taxes on nuisance properties while at the same time distinguishing between those properties which are justifiably vacant.

Mayor's Office

Andrew Huff introduced himself as the Mayor's Ward 2 constituent services director. Huff lives in Logan Circle. He can be reached at andrew.huff@dc.gov 202/442-8151

- 10 Minute Recess -

BUSINESS MEETING

Approval of Agenda

Upon motion by **Reed**, seconded by **Raymond**, and after further discussion, the agenda was approved with the following amendments, and a copy was directed to be filed with the minutes and posted on the ANC 2F website:

Add:

Under CDC: committee nominations

Delete

Under HSEMA: ITU Triathlon

Under ABRA: Park at 14th Street

Vote: (5-0) Unanimous

Approval of ANC 2F Minutes of Meeting of April 1, 2009

Minutes of the meeting of April 1, 2009, were presented for approval. Upon motion by **Cole**, seconded by **Reed**, 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

Jason Williams presented a request for street closing for the Susan G. Komen Global Race for the Cure, to be held on June 6, 2009. **Williams** 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. **Williams** can be reached at jwilliams@even360.com for more information.

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

RESOLVED, That, upon review of the street closing application of Susan G.

Komen Global Race for the Cure, to be held on June 6, 2009 pending before the Homeland Security Emergency Management Agency (“HSEMA”) and presented to the ANC, ANC 2F should and does hereby advise HSEMA to grant such application.

Vote: (5-0) Unanimous

ABRA

S&W Liquors 1428 9th Street, NW.

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

RESOLVED, That ANC 2F protest the license renewal of K H&C, Inc. aka S&W Liquors 1428 9th Street #010963 Class A on grounds that the licensee’s operations breach the peace, order and quiet of the residential community surrounding the premises of the licensee; and it is,

FURTHER RESOLVED, That ANC2F take no action on the other license renewals whose petition dates fall within this month

Vote: (5-0) Unanimous

La Salsa Restaurant 1712 14th Street (fan noise)

Rony Moran, manager, announced that the restaurant hired sound consultants to resolve the exhaust fan noise. **Reed** stated that La Salsa must expeditiously resolve the noise problems, first, because it is their obligation to do so under their voluntary agreement, but even more so because the disturbances it is causing the adjacent residential tenants, some of whom have little children. He directed that the matter be placed again on the June ANC2F agenda at which time he said he would propose formal action if the problem had not be resolved.

Cork Restaurant 1720 14th Street (extended hours from 1:00 AM to 2:00 AM)

The pending application before ABRA for a change in operating hours was presented to the meeting, and was discussed at length.

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

RESOLVED, That ANC 2F protest the pending application on grounds that the operations of the licensee would disturb the peace, order and quiet of surrounding and nearby residential tenancies; and it is also,.

RESOLVED, That ANC 2F enter into a revision of its voluntary agreement with this Commission, to the effect that Licensee will (a) not admit patrons after 12:00 a.m. Mondays through Wednesdays and 1:00 a.m. Thursdays through Sundays, and (b) call a last round for sales of alcohol one and one-half hours before closing time and cease all sales of alcoholic beverages one hour before closing; advise the

Alcoholic Beverage Control Board (the “Board”) to grant licensee’s pending application for extending its operating hours to 1:00 a.m. Mondays through Wednesdays and 2:00 a.m. Thursdays through Sundays, subject to the Board’s acceptance of the revised voluntary agreement referred to herein; and it is,

FURTHER RESOLVED, That upon acceptance by the Board of the revised voluntary agreement, and subject to continued compliance by licensee therewith, that ANC 2F withdraw the protest of licensee’s pending Application.

Vote: (5-0) Unanimous

Community Development Committee

1332 Vermont Avenue- Renovation and small addition to the ground level and first floor -

Bernard Robinson Owner, Josh McCuller, Architect, and owners’ counsel, Holland and Knight, presented arguments before the CDC seeking ANC support for application pending before the Board of Zoning Adjustments for variances in floor area ratio, lot coverage, rear yard setback and courts. Because of a split decision of the CDC the matter was reviewed de novo by the full ANC. The matter was re-presented, following which, upon motion by **Schneider**, seconded by **Raymond** and after further discussion, it was

RESOLVED, That ANC 2F advise the BZA to support the pending application for variances in floor area ratio, lot coverage, rear yard setback and courts in support of the variances.

Vote For: (3, 1, 1) Vargas dissenting, Reed abstaining.

1109 M Street, NW- chair lift installed without permit

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

RESOLVED, That ANC 2F advise DCRA to grant the pending application of the property owner of 1109 M Street, NW for a handicap chair lift already in existence.

CDC Committee Nominations

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

RESOLVED, That, ANC 2F hereby ratifies the appointment of Lou Chipro as one of the two ANC2F01 members of the Community Development Committee, the appointee to serve until his replacement is duly appointed and qualified; and it is,

FUTHER RESOLVED, That, ANC 2F hereby ratifies the appointment of Andrew Warth as one the two ANC2F02 members of the Community

Development Committee, said appointee to serve until his replacement is duly appointed and qualified.

Vote: (5-0) Unanimous

New Business

DC Council Resolution on Marriage Equality

A proposal was presented to the meeting regarding legislation to authorize same sex-marriage in the District of Columbia, said proposal being as follows:

Whereas, the D.C. Council has voted to approve legislation fully recognizing same-sex marriages legally entered into in other jurisdictions, but does not permit or recognize same-sex marriages contracted in the District of Columbia itself; and

Whereas, this anomalous position grants recognition and rights to citizens of other jurisdictions denied to the District's own citizens, thereby discriminating against citizens of the District of Columbia; and,

Whereas, the right to have government recognize and condone marriages is fundamental to society and to the well being and legal position of marriage partners, regardless of their sexual orientation; and,

Whereas, the ANC 2F, acting for and on behalf of its constituents, agrees with and applauds the position taken by the D.C. council in its recent vote to recognize same-sex marriages in other jurisdictions, believes that marriage is a fundamental right of all humans in an ordered and enlightened society, and further believes that there should be no governmentally imposed distinction based upon the sexual orientation of marriage partners; and,

Accordingly, Advisory Neighborhood Commission 2F has unanimously, upon motion by **Cole**, seconded by **Schneider** and after further discussion,

RESOLVED, That Advisory Neighborhood Commission 2F advise the District of Columbia Council to enact legislation, enabling and recognizing the right of same-sex couples to marry in the District of Columbia and to assure to the participants of such marriages equal rights and entitlements under the laws of the District of Columbia as are accorded marriages between men and women; and it is,

FURTHER RESOLVED, That the advice herein provided is intended to be the formal act of this Commission in accordance with Section 1-309.10 of the Advisory Neighborhood Commission Act, and, therefore, is entitled to "great weight,"

Vote: (5-0) Unanimous

Yu Ying Public Charter School

The Washington Yu Ying Public Charter School (“Yu Ying”) requested the support of ANC2F for use of the Franklin School Building on Franklin Park, at 13th and K Streets, NW. for use the property to house the school, which involves Chinese language immersion.

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

RESOLVED, That Advisory Neighborhood Commission 2F advise the Office of Property Management that the Commission agrees with the proposed use of the Franklin School for the purpose of housing Washington Yu Ying Public Charter School

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
RCN Starpower (2 year web payment)	526.80

Vote: (5-0) Unanimous

2nd Quarter Report

Upon motion by **Cole**, seconded by **Reed** and after further discussion, the 2nd Quarter Report be approved

Vote: (5-0) Unanimous

Adjournment

There being no further business, the meeting was duly adjourned at 10:05 PM.