

**ADVISORY NEIGHBORHOOD COMMISSION 2F**  
**Minutes of Regular Monthly Public Meeting**  
Thursday, March 13, 2013 – 7:00 PM  
WASHINGTON PLAZA HOTEL  
10 THOMAS CIRCLE, NW

**Present:** Peter Lallas (2F01), Walt Cain (2F02), Chris Linn (2F03), John Fanning (2F04), Jim Lamare (2F05), Greg Melcher (2F06) (arrived for ABRA 1200 9<sup>th</sup> Street, NW), Matt Raymond (2F07), Matt Connolly (2F08)

**Absent:** Walt Cain (2F02)

**Chairman Raymond** called the meeting to order at 7:00 p.m. He noted that a quorum was present and that the meeting had been duly noticed, and he directed that a copy of the notice of the meeting be filed with the minutes.

**Commissioner Announcements**

**Chair Connolly** announced that the education Committee will be hosting a joint forum with LCCA and Council Member David Catania, (Education Chair for DC City Council) at Tutor Place at 10am this Saturday.

**Commissioner Raymond** shared that they will be holding a joint forum with ANC2B at Thurgood Marshall and ANC1B on the proposed moratorium on liquor license on the 14<sup>th</sup> Street and U Street Corridor. We are looking for resident input on the moratorium.

**PSA 307 Report – Lieutenant Jeffrey Carroll**

**Lieutenant Jeffrey Carroll** reviewed crime statistics for the prior month in Police Service Area (PSA) 307, covering a large portion of the ANC 2F area. **Lt. Carroll** once again explained that the new software system/database which was installed months ago has not satisfactorily provided reliable statistics and therefore those figures continue to be unavailable. Crimemap.dc.gov has not been working since September 2012. They are in the process of addressing the ongoing issue and Chief Lanier has suggested it will be as soon as possible, optimistically within the next few weeks. **Lt. Carroll** noted that theft from autos continues to be an issue in the PSA. There were 17 arrests throughout the PSA. The French Street Park was vandalized, the officers apprehended the individual responsible.

If you need immediate assistance, call 911, for questions or ideas send an e-mail to [jeffreyw.carroll@dc.gov](mailto:jeffreyw.carroll@dc.gov).

**COMMUNITY FORUM**

*- 10 Minute Recess -*

## BUSINESS MEETING

### Approval of Agenda

DELETE Petition Filing of Moratorium as it is a duplicate

DELETE 1724 14<sup>th</sup> Street, NW –Batch 13-no one present at APC meeting

ADD under Treasurer's Report Approval of amount, not to exceed \$200, for the use of Thurgood Marshall Auditorium Center

Upon motion by **Raymond** seconded by **Lallas** and after further discussion, the draft agenda was approved with additions, deletions, and moves with a direction that a copy of the amended agenda be filed with the minutes and posted on the ANC 2F website:

**Vote: (6-0) Unanimous**

### Approval of ANC 2F Minutes of Meeting of February 6, 2013

Minutes of the meeting of February 6, 2013, were presented for approval. Upon motion by **Raymond** seconded by **Connolly** and after further discussion, the minutes were approved with direction to the Executive Director to post the same on the ANC 2F website.

**Vote: (6-0) Unanimous**

### DCHSEMA

*Capital Pride Parade-Presentation for Support Rob Corbett*

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

**RESOLVED**, That ANC2F send a letter to DCHSEMA advising of its support for the proposal

**Vote: (6-0) Unanimous**

### **ABRA (APC-John Fanning, Chair)**

*1341 14<sup>th</sup> Street NW-Barrel House Liquors-Request for Support to be Open on Sundays*

Barrel House Liquors is requesting support for extension of hours to include Sundays.

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

**RESOLVED**, That ANC2F send ABRA a letter advising of its support for Sunday hours for 1341 14<sup>th</sup> Street, NW-Barrel House Liquors, and to empower any Commissioner to represent ANC2F in amending the existing Voluntary Agreement to

reflect the updated changes in the hours. (John Fanning).

**Vote: (6-0) Unanimous**

*1200 9<sup>th</sup> Street, NW, Modern Liquors Request for Growler Sales in addition to Sunday Sales*

Modern Liquors would like to have Growler Sales in addition to Sunday Sales. The ANC approved Sunday Sales at the February 2013 meeting. A Growler is a half-gallon jug used to promote tap /craft/ brew pub style of beers.

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

**RESOLVED**, That ANC2F send ABRA a letter advising of support for Sunday sales and Growler sales for Modern Liquors at 1200 9<sup>th</sup> Street, NW.

**Vote: (7-0) Unanimous**

*Neighborhood Survey*

**Raymond** shared that approximately 10 years ago the neighborhood conducted a community survey by mail by using a representative sample of voters from a pool of 3,000. They had a 10% response rate for the survey. It guided development of ANC policies resulting in the establishment of an APC at ANC2F. Chris Dyer and Matt Raymond met this past weekend to review the old survey and to discuss methods going forward. Decision was to try and use online and to encourage constituents in the ANC2F areas to respond. They will use a similar format to aid in making comparisons,

*Settlement Agreements Policy Discussion*

**Fanning** noted that we are updating our ANC2F policy on our website to clarify what the ANC APC will help expedite and make ongoing good working relationships with the business community. Fanning reported that they hope to have them online next month. Settlement Agreements now take the place of Voluntary Agreements.

*14<sup>th</sup> and U Street Liquor License Moratorium*

RAC (Residential Action Coalition) Shaw DuPont Citizens Alliance, (check web for news) Association lacking in members as compared to the individuals who have signed that anti-petition people) and members of the Citizens Association who filed a Petition on December 12, 2012 to give a presentation on the invitation of Commissioner Matt Raymond. Raymond asked that they provided a brief overview in light of the fact that there would be a full town hall meeting next month. Guy Podgornik, long term resident of the District, currently residing in ANC1B. Mr. Podgonik currently lives on Wallck Place by 14<sup>th</sup> and U Street. Mr. Podgonik noted that in 2009 a survey of the area found that over 25% was liquor license establishments and many were over 50%. (Linear frontage) Moratorium is trying to build on the report that came out in 2009 in an effort to get a diversity of business, retails, etc. He believes the only way that this can be accomplished. To come up with a moratorium you have to have numerous facts

in place. He believes that this is the case. The way the moratorium process works. The law requires a circle for a moratorium and requires that a locus be selected. In coming up with the plan, they have an 1800 foot radius which does dip down into ANC2F which affects 14<sup>th</sup> street on the west side between R and S Street. At the center of the circle is at Ben's next door. ABRA definition was 18; there are currently 120 establishments within the proposed radius which is over 1700 seats for alcohol consumption (not occupancy, just number of seats). As it does affect ANC2F, they will need to have an opinion from our commission. Ms. Starling noted that there will be a public meeting. Mr. Reported that ABRA has completed say on which blocks/area are affected. They can accept, reject or change. According to Mr. P, the proposed measure will be temporary.

**Raymond** expressed concerns over the general concept of the moratorium.

. Mr. Podgornik noted that ANC2F could simply reject the portion that resides in ANC2F and expressed hope that ANC2F would not reject the moratorium. Fanning shared he believes that the moratorium does not recognize the value of having these establishments and that it sets a bad precedent for the continuation of progress of the 14<sup>th</sup> Street Corridor.

Melcher offered his empathy for the situation, but believed that ABRA law needs to change and that the Moratorium is not the best option.

Raymond noted once again.

#### *1410 14<sup>th</sup> Street, NW, Black Whiskey-Request for Support for a New License*

Black Whiskey is applying for a new license. Fanning shared that the APC offered its support for the pending application for a new liquor license. This is the former location of Mar de Plata. Their petition date is April 22. The Protest hearing is June 26<sup>th</sup>. The APC has been working on a Settlement Agreement with the applicants and hope to have something in place prior to the April Meeting so the ANC does not have to protest the application.

#### *1414B 14<sup>th</sup> Street, NW, Faces Lounge-Application for New License*

Faces Lounge is applying for a new license. Fanning shared that the APC is working on a Settlement Agreement so that the Protest can be removed. Raymond noted that ANC2F had to protest the license because the ANC was not given sufficient notification.

### **Community Development Committee (Walt Cain, Chair)**

#### *Parking Forum "Sunday Parking and Related Issues"*

**Raymond**, on behalf of CDC Chair Walt Cain, shared that the Community Development Committee heard a presentation by Damon Harvey and Angelo Rao of DDOT and shared in a discussion on a Sunday parking proposal. It was the first of a series of three addressing issues. The conversations focused on the accommodations for parking on Sundays and how to apply. Discussion of the committee focused on availability to other groups besides religious groups. DDOT pointed out that nontraditional spots are for anyone who wanted to use them. The

parking series will continue through April 2013. Once the series is complete, the CDC will make recommendations on parking policies to the ANC community forums, DDOT, and resident input.

*11th and M Street Concept Application (HPA #13-154)-Presentation for Support*

**Commissioner Cain** shared that the Community Development Committee considered a concept and massing application. Unanimously approved by the ANC2F CDC Committee with the understanding they will return for further approval.

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

**RESOLVED**, that the CDC recommended to full ANC to approve the application of Community Three Development at 11<sup>th</sup> and M Street, NW for concept and massing. In addition, the CDC requested that the project return to present to the CDC for design.

**(7-0) Unanimous**

**Education Committee (Matt Connolly & Evelyn Boyd Simmons)**

*Discussion of Facilities Fee for Monthly Meeting and Updates*

**Commissioner Connolly**, shared they will have their first meeting this Saturday at 10am at Luther Place in Vermont Ave. By scheduling on Saturday morning they are hoping to make the meeting more accessible. David Catania, Chair of the DC Council Education Committee, will be there to discuss new school policies. Breakfast will be served and childcare will be provided. Connolly also reported that the City Council is having hearings on the budget and that he testified last month. Connolly expects he will also testify again next month.

**Evelyn Boyd Simmons**, Co-Chair, expressed hope that the Education Committee would coordinate with the local neighborhood association and offered appreciation to the ANC for this unique approach to addressing education issues in the neighborhood. Connolly would like to give a rental fee of \$50/month to Luther Place in consideration for use of the facilities to LCCA is providing the food and paying for childcare.

**Crime and Public Safety Committee (Chris Linn, Chair)**

*Nomination of Betsy Garside 2F07*

Info on Betsy Garside, Vice President of Blagden Alley Association (get from Matt Raymond)

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

**RESOLVED**, That Betsy Garside be approved to serve on the Crime & Public Safety Committee

**Vote: (7-0) Unanimous**

*Updates*

**Linn** shared the committee voted to meet by-monthly so he has limited updates. They are currently working on a neighborhood watch program and targeted outreach as crime tends to uptick in the warmer weather. Linn also reported that MPD is still having issues with their reporting system and so the committee has no access to crime data. He gave updates on park issues with the Shaw Skate Park. According to Beth White, who lives at 1615 11<sup>th</sup> Street, the lights are installed and now turn off in the middle of the night. In addition to reporting on the park, Ms. White also shared that bicycles were stolen out of their garage. Finally, **Linn** noted that the Crime & Public Safety Committee posted its meetings on the ANC2F website.

### **New Business**

#### *Co-Sponsorship of a City Council Candidates Forum*

Connolly shared that ANC2F would like to co-host a City Council Candidates Forum along with the New Cambridge Tenants' Association and the LCCA. The non-partisan forum is open to anyone who qualified for the ballot. The Forum is scheduled to be held on March 13, 2013, from 7-9 pm.

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

**RESOLVED**, That ANC2F co-sponsor a City Council Candidates Forum on March 13 from 7-9 pm along with the LCCA and the New Cambridge Tenants' Association.

**Vote: (8-0) Unanimous**

### **Treasurer's Report (Matt Connolly)**

#### *Approval of Quarterly Report*

The Quarterly Report was presented for approval.

Upon motion by **Connolly** and seconded by **Raymond** and after further discussion

**RESOLVED**, That ANC2F hereby approves the Quarterly Report for 1<sup>st</sup> Quarter 2013 (October 2012, November 2012, and December 2012)

**Vote: (8-0) Unanimous**

#### *Approval of Expenses*

**Connolly** reported issue with DC Auditor.

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

**RESOLVED**, that the following expenses be and are hereby adopted:

Verizon (#1181)..... \$no more than \$80  
Jennifer Dusek (#1182) . . . . . \$662.62 (February 2013 Monthly Salary)  
Thurgood Marshall not to exceed \$200 for joint meeting on moratorium  
Saint Luke's \$50 for Luther Place and \$150 for Saint Luke's for 3 additional meetings.

**Vote: (7-0) Unanimous**

*New Business*

Kathy Markus, 1001 L Street, reported that she came before ANC five years ago to discuss Morrison Clark Bed and Breakfast (Historical Hotel) at 1015 L Street Project. Ms. Markus noted that the BZA is reopening the project. She shared that they have recently received notice that the project is officially ramping up again. Ms. Markus inquired as the procedures for notification and options in these situations. In light of her inquires, Commissioner Greg Melcher shared three thoughts he believed were important to mention.

- 1) Proper signage/notification issue, wondering about how people are notified if they do not attend.
- 2) What if the project does not follow the plan-not in compliance. (Melcher noted three different situations that have arisen recently in the ANC which questioned the projects compliance with BZA code).
- 3) How are residents notified if they are not involved in the community? (i.e. don't attend ANC meetings or association meetings). Can it be added to the approval process that it is a requirement that neighbors are notified?

**Adjournment**

There being no further business, the meeting was duly adjourned at 9:11 PM.

**A Resolution** by Advisory Neighborhood Commission 2F  
Regarding a Proposed Liquor License Moratorium With a Radius of 1,800 Feet  
Centered on 1211 U Street, Northwest

**WHEREAS**, The Shaw Dupont Citizens Alliance and the Residential Action Coalition on December 10, 2012, petitioned the Alcoholic Beverage Control Board of the District of Columbia (“ABC Board”) seeking to establish a moratorium on the issuance of new retailer-class liquor licensees; and

**WHEREAS**, The proposed moratorium would encompass a zone with a radius of 1,800 feet centered on 1211 U St., N.W.; and

**WHEREAS**, The proposed moratorium zone would extend as far south as a point on 13<sup>th</sup> Street, N.W., between R Street, N.W., and Corcoran Street, N.W., which is within the boundaries of Advisory Neighborhood Commission 2F (“ANC 2F”); and

**WHEREAS**, The written advice of ANC 2F, as an affected ANC, must be accorded Great Weight by the ABC Board, pursuant to section 13(d)(3) of the Advisory Neighborhood Commissions Act of 1975; and

**WHEREAS**, The proposed moratorium zone affects three ANCs in addition to ANC 2F; and

**WHEREAS**, It is in the best interests of the community that the affected ANCs coordinate their respective efforts to facilitate public input and provide written advice to the ABC Board so that such advice may be accorded Great Weight; and

**WHEREAS**, Article VII of ANC 2F bylaws provides for “joint meetings with other ANCs to deal more effectively with or respond to concerns and issues that transcend and affect the areas of the Commissions”; therefore, be it

**RESOLVED**, That one or more joint meetings of ANC 2F be authorized in conjunction with and among ANCs 2B, 1B and/or 6E for purposes of gathering public input and providing official advice to the ABC Board regarding said petition; and

**FURTHER RESOLVED**, That any joint meetings of appropriate ANC 2F committees in conjunction with any appropriate committees of ANCs 2B, 1B and/or 6E be similarly authorized for the purposes of carrying out this resolution, except that any votes taken in such committees shall not be binding upon the full Commission.