

# ANC 2F | Regular Monthly Public Meeting

## MINUTES

WEDNESDAY  
JUNE 7, 2017

7:00 P.M.

NATIONAL CITY CHRISTIAN CHURCH  
5 THOMAS CIRCLE, NW

### Attendance

#### PRESENT

Jason Forman (2F01)  
John Guggenmos (2F02)  
Alex Graham (2F03)  
John Fanning (2F04)  
Ron Rubin (2F05)  
Kevin Sylvester (2F07)  
Kevin Deeley (2F08)

#### ABSENT

Charlie Bengel (2F06)

#### GUESTS AND PRESENTERS

Sgt. David Terestre, MPD 307  
Captain David Augustine, MPD 3rd District  
Sherri Kimbel, Councilmember Evans' office  
Jerry Chapin, Ward 2 Liaison (Mayor's office)  
Joseph Walton, DDOE  
Dmitiri Chekaldin, Dacha

*\*denotes Commissioner not present for all votes*

Meeting **called to order** by Commissioner John Fanning at **7:03 p.m.**

### Commissioner Announcements

1. Commissioner Fanning shared that the Capital Pride Parade was scheduled to start at 4pm on Saturday, June 10.

### Community Forum

#### Report from Metropolitan Police Department PSA 307

Sgt. David Terestre

Sgt. David Terestre shared the monthly crime report, which compared crime statistics from May 8 – June 7 to the same period in 2016. Terestre shared that although total crime was down (including theft from auto and violent crime), overall theft had increased largely due to theft of bicycles and packages. Sgt. Terestre also introduced Captain David Augustine.

#### Report from Councilmember Jack Evans' office

Sherri Kimbel, Constituent Services Director

Sherri Kimbel shared four updates from Councilmember Evans' office: 1) "Team Evans" will participate in Pride weekend parade; 2) Evans managed to secure more funding for Traffic Control Officers in the proposed city budget, which is up for a second round vote soon; 3) funding for a trash compactor credit is also in the proposed budget; and 4) Tom Lipinski, Evans' longtime Communications Director, announced he will be leaving his role soon.

#### Report from Executive Office of the Mayor

Jerry Chapin, Ward 2 Liaison

Jerry Chapin shared two updates from the Mayor's office: 1) Mayor Bowser signed an executive order binding D.C. to the Paris Climate Accord; and 2) the Mayor will participate in Pride weekend festivities, including the rainbow painting of the pedestrian crosswalk at 17th & Church Streets, NW.

#### Integrated pest management presentation

Joseph Walton, DDOE

Joseph Walton gave a presentation on integrated pest management strategies residents can use to control pest infestation while minimizing health and environmental risks. Walton also detailed

DDOE pest management services available for city residents.

## Community Announcements

1. Jaime Henson, DDOT Project Manager for for Union Station to Georgetown streetcar environmental assessment, provided a handout with information about the proposed streetcar plans and upcoming community engagement meetings.

## BUSINESS MEETING

Commissioner Fanning noted there was quorum to conduct the business portion of the meeting (seven Commissioners present out of the required five), and instructed that a copy of the meeting minutes be filed with the meeting notice.

### Approval of meeting agenda

Commissioner Deeley moved to remove the “petition to proactively request no changes to current zoning classification of 1525 15th St, NW (2F02)” from New Business, so that the Community Development Committee may first consider the matter; the motion was seconded but failed to be adopted by the Commission.

**Vote: 2-4-1 (motion failed)**

Commissioner Graham moved to adopt the draft agenda with one addition: a New Business item to appoint Garret Berntsen to the 2F03 seat on the CDC, which had been vacated by Philip Miatkowski; the motion was seconded and adopted unanimously by the Commission.

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

### Approval of minutes for May 3, 2017 regular monthly public meeting

Fanning moved to approve the May 3, 2017 draft meeting minutes without modification; the motion was seconded and approved by the Commission.

**Vote: 6-0-1**

## Committee Reports

### ABRA Policy Committee

Commissioner Graham, Chair

#### *Ongoing Settlement Agreement discussions*

Commissioner Graham provided updates on ongoing Settlement Agreement discussions with Hando-Medo at 1315 14th St, NW and Maxwell Park (formerly Piassa Ethiopian) at 1336 9th St, NW #2. Graham had no update for the SA discussion with Tiger Fork at 922 N St, NW Rear.

#### May 17 committee meeting report:

##### *Da Hong Pao at 1409 14th St, NW (2F02)*

Commissioner Graham moved that the ANC support the DDOT public space application for a new unenclosed sidewalk café at Da Hong Pao provided that the ANC and applicant sign a Settlement Agreement; the motion was seconded and adopted unanimously by the Commission

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

##### *Dacha Beer Garden at 1740 14th St, NW (2F01)*

Graham invited the Applicant, Dmitiri Chekaldin, to speak to Dacha’s application for a new Class “C” Tavern license at 1740 14th St, NW. Chekaldin read a statement to the Commission about his plans for the establishment and desire to work with adjacent neighbors to address concerns.

Graham moved that the ANC protest the license application based on the effect of the establishment on peace, order, and quiet, including the noise and litter provisions; whether the issuance of a license will contribute to an overconcentration of similarly licensed establishments in the neighborhood; the effect of the establishment on real property values; and, the effect of the establishment upon residential parking needs and vehicular and pedestrian safety. The motion was seconded and adopted by the Commission.

**Vote: 6-0-1**

## **Community Development Committee**

Commissioner Deeley, Chair

### May 24 committee meeting report:

Commissioner Deeley presented each of the CDC's recommendations from its May 24 meeting individually.

#### *Planet Word at the Franklin School (2F08)*

Commissioner Deeley provided a detailed summary of ANC 2F's consideration of proposals for the surplus and disposition of the historic Franklin School. Deeley explained that the most recent Planet Word museum proposal met most of the criteria for what the ANC wanted in the space, and he highlighted the extraordinary philanthropic gesture behind the proposal. Deeley moved that the full ANC send a letter to the Chairman Mendelson and the entire City Council supporting the Planet Word project; the motion was seconded and adopted unanimously by the Commission.

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

Deeley then moved to send a separate letter to the City Council expressing ANC 2F's concern with the process for surplus and disposition of the Franklin School, recommending that developer Dantes Partners no longer be included in the project, given the negative public appearance of a development team that is led by a reported contributor and fundraiser for Mayor Bowser's political efforts being selected at the end of a controversial process; there was no second for the motion.

**No second, no vote; motion failed**

#### *1205 10th Street, NW (2F06)*

After explaining the CDC's split vote on this matter, Deeley moved that ANC 2F send a letter to HPRB in support of the applicant's revised proposal for concept, mass, and design, including a request that the applicant install a historically appropriate fence along the front yard perimeter; the motion was seconded but failed to be adopted by the Commission.

**Vote: 3-4 (motion failed)**

Commissioner Kevin Sylvester then moved that ANC 2F send a letter to HPRB with the same five specific design recommendations made by the CDC at its April 26 meeting, and with expressed concern that because the proposed design no longer looks like a row house that the previous design considered by HPRB and presented to the CDC be approved since it is more compatible with the historic fabric of the neighborhood; there was no second for the motion.

**No second, no vote; motion failed**

Commissioner Alex Graham then moved that ANC 2F send a letter to HPRB in support of the applicant's revised proposal for concept, mass, and design, with an addendum that HPRB carefully evaluate the historical attributes of the neighborhood when evaluating the project for approval; there was no second for the motion.

**No second, no vote; motion failed**

Finally, Commissioner Kevin Sylvester moved that ANC 2F send a letter to HPRB in support of the applicant's revised proposal for concept, mass, and design, including a request that the applicant install a historically appropriate fence along the front yard perimeter, and a second request that the façade be modified to be more consistent with the historic character of surrounding row homes—including, specifically, a prominent front bay window and realignment of windows on the façade so that they are not uniformly spaced; the motion was seconded and adopted by the Commission.

**Vote: 5-2**

*5 Thomas Circle, NW / National City Christian Church (2F03)*

Commissioner Deeley moved that ANC 2F send a letter to the BZA in support of the two special exceptions requested by the applicant (side yard relief and general office use in the MU2 zone); the motion was seconded and adopted by the Commission.

**Vote: 6-1**

*1352 R Street, NW (2F01)*

Commissioner Deeley moved that ANC 2F send a letter to the DDOT Public Space Committee in support of the application for a new unenclosed sidewalk café; the motion was seconded and adopted unanimously by the Commission.

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

*1010 Vermont Avenue, NW / Modern Market (2F05)*

Commissioner Deeley moved that ANC 2F send a letter to the DDOT Public Space Committee in support of the application for a new unenclosed sidewalk café; the motion was seconded and adopted unanimously by the Commission.

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

**Education Committee**

Commissioner Forman and Pepin Tuma, Co-Chairs

No Committee report.

**Old Business**

[none]

**New Business**

**Petition to proactively request no changes to current zoning classification of 1525 15th St, NW (2F02)**

Guggenmos

Commissioner Guggenmos introduced a resolution to support the organized effort of neighbors of 1525 15th St, NW, who have expressed growing concern over the possibility of a future food and beverage use at this location and who wished for the zoning use to remain unchanged from its current status. Guggenmos read the resolution (see last page of these minutes). Commissioner Graham moved that ANC 2F adopt the proposed resolution to be sent to the appropriate city agency(ies) once it is determined which agencies are best positioned to respond; the motion was seconded and approved unanimously by the Commission.

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

**Appointment of Garret Berntsen to 2F03 CDC seat**

Graham

Commissioner Graham moved that ANC 2F appoint community member Garret Berntsen to the 2F03 seat of the CDC, which was recently vacated by CDC member Philip Miatkowski; the motion was seconded and approved unanimously by the Commission.

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

**Treasurer's Report**

**Approval of Expenses**

Commissioner Graham

Commissioner Graham moved for approval of the following expenditure:

1. Check #1325 in the amount of \$770.00, payable to Executive Director Adam Beebe, for May 2017 salary.

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**Total expenses:** \$770.00

Graham's motion was seconded and approved unanimously by the Commission.

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

Commissioner Fanning moved to adjourn the meeting; the motion was seconded and approved unanimously by the Commission. Meeting adjourned at **9:25 p.m.**

**A RESOLUTION  
OF ADVISORY NEIGHBORHOOD COMMISSION 2F  
Proactive support for the current zoning of 1525 15th Street NW  
June 7, 2017**

WHEREAS, the “Arts Overlay,” is a set of regulations designed to foster a diverse mix of cultural institutions and arts-related uses;

WHEREAS, 15th Street NW within ANC 2F is primarily a residential street; and 1525 15th Street NW is in the ARTS-3 zone (which permits eating and drinking establishments with few restrictions) and is within 160 feet of the St Luke's Episcopal Church at 1514 15th Street NW;

WHEREAS, there is currently no application filed with the Office of Planning for a change of use at 1525 15th Street NW;

WHEREAS, ongoing construction and repairs at 1525 15th Street NW started in July 2016 without construction permits resulting in two stop work orders and one corrective order for improper draining of runoff water into the alley;

WHEREAS, changes to the zoning code have a growing consensus that favor deregulation and more “by right” uses, whereby a missed "deadline to respond" forfeits the opportunity to respond and provide input on the notice;

WHEREAS, the owners or owners’ representative of 1525 15th Street NW have not engaged the neighborhood in dialogue about the project plans;

WHEREAS, ANC 2F and the affected residents do not wish to block the development of 1525 15th Street NW—an empty building that otherwise has no residential or commercial benefit to the neighborhood, and that doesn’t represent or work toward our shared objective to responsibly preserve, develop, and promote 14th Street NW and Logan Circle; and

WHEREAS, on June 4th, 2017, having 116 signed or e-signed petitions and other email communications from the affected residents oppose the use of food and beverage at this location;

THEREFORE BE IT RESOLVED, that Advisory Neighborhood Commission 2F proactively requests [TBD appropriate agency- DCRA? DDOT? DOH?] deny any future use allowing an eating and drinking establishment at 1525 15th NW Street, and that ANC 2F maintain its right for input exercising the ANC’s great weight if and when an application is filed.

This resolution was unanimously (7-0) adopted on June 7, 2017 by Advisory Neighborhood Commission 2F at a duly called and properly noticed public meeting with a quorum (at least five Commissioners) present and acting throughout.