



Capitol Hill / Southeast
ADVISORY NEIGHBORHOOD COMMISSION 6B
REGULAR MEETING

Hill Center at the Old Naval Hospital
921 Pennsylvania Avenue, SE
7:00 PM
February 14, 2017

FINAL AGENDA

1. Adoption of Agenda
2. Election of Committee Chairs
 - Alcohol Beverage;
 - Planning & Zoning
 - Transportation
3. Establishment of O&CS and Hilleast Task Force; Election of Committee & Task Force Chairs
4. Community Speakout
5. Community & Commission Announcements
6. Consent Agenda
 - Minutes from January 2017 ANC 6B Meeting

Alcohol Beverage Committee

- ABRA-060689, Capitol Hill Tandoor, 419 8th Street, SE; Withdraw Protest, support Renewal with SA; Protest rescheduled for 3/15/17 [03]
- ABRA-104786, Pretzel Bakery, 257 15th ST, SE; New Class "D" Restaurant License; Stipulated License [08];

Planning & Zoning Committee

- HPA #17-076, 417 4th St SE; Approved in Dec, but Board denied 3rd floor. Returns to HP on 2/23; [03] Hatem Hatem (applicant) & Erik Hoffland (architect);
- HPA #17-041, 1335 Mass Ave, SE [08]; Anita Puri and Robert Legg (applicant) & Jennifer Fowler (architect)
- Application for Minor Modification of BZA Order 18908, 1401 A Street SE [08]
- BZA # 19431, 608 G St. SE; *Rear first-floor addition to an existing one-family dwelling* [03]; Meghann Curtis , Michael Fuchs (applicant) & Jennifer Fowler (architect); BZA hearing 3/8/17
- BZA # 19432, 337 16th St. SE; *Rear first-floor addition to an existing one-family dwelling* [09]; Michael and Justine Bello (applicant) & Jennifer Fowler (architect); BZA hearing 3/8/17
- BZA # 19438, 1415 Potomac Ave, SE; *Two-story rear addition to an existing flat* [06]; Alice Bellis (applicant) & Joseph Boyette (architect); BZA hearing 3/15/17
- BZA # 19465, 1336 E St. SE, *Rear second-story addition to an existing one-family dwelling* [06]; Nick Burger (applicant);
- ZC: 1333 M Street, SE [06] - PUD Modification to allow 2 more years before permitting.
- Capitol Hill Classic on 5/21/17; Letter of Support to Mayor's Special Events Task Force

Transportation Committee

- Comments on DDOT's Vision Zero Revised Proposed Rulemaking
- Resolution to DDOT on Safety Study of 15th Street & Kentucky Ave, SE Intersection

7. Appointment of Resident Members [See table below]
8. Alcohol Beverage Control Committee Report
 - Update on Hank's Oyster Bar Protest and decision on the Motion in Limine

9. Planning & Zoning Committee	Pg. 4
<ul style="list-style-type: none"> • HPA #17-181, 517 7th St SE; 3-story addition [03]; • BZA # 19433, 1335 Mass Ave, SE; <i>Rear second-story addition to an existing one-family dwelling</i> [08]; Anita Puri and Robert Legg (applicant) & Jennifer Fowler (architect); BZA hearing 3/8/17; 	
10. Transportation Committee Report	Pg. 9
11. Outreach and Constituent Services Task Force Report	No Report
12. Financial	Pg. 13
<ul style="list-style-type: none"> • Treasurer’s Report • FY 17 First Quarterly Financial Report • Approval of contract with Hill Center for the rental of meeting space for ANC 6B Activities 	
13. ANC 6B Input on Legislative Activities	Pg. 15
<ul style="list-style-type: none"> • YRA Resolution [6B10] • DC Council Oversight Hearing Testimony • Hands Off DC Resolution [6B10] 	
14. Eastern Market Community Advisory Committee Report	Pg. 19
15. Hine Community Advisory Committee Report	Pg. 22
16. Adjournment	

7. RESIDENT MEMBERS NOMINATION LIST

Committee & Task Force					
	ABC	P & Z	Transportation	O & CS TF	Hill East TF
01	Cheyenne Foster	Cheyenne Foster	Floyd Brown*	Cheyenne Foster	
02			Jerry Sroufe		
03	Katherine Szafran	Laura Jeffords	Laura Jeffords	Brian Ready	
04			John Manley	Stephen Merrill	
05		Ken Jarboe	Neil King		
06		Ryan Danks	Corey Holman		
07					
08	Raman Santra	Amanda Thomas	Carol Grissom		Alex Bland*
09		Jennifer Howard			Pat Taylor
10		Hillary Glaser Johnson			

* = New Resident Member



8. Alcohol Beverage Control Committee REPORT
February 9, 2017, 7:00 p.m.

Commissioner: Chander Jayaraman [Chair], Dan Ridge
RM: Brynn Barnett [10], Rob Cronin [09], Raman Santra [08], Katherine Szafran [03]

1. Approval of the Agenda (1 min)

2. License Renewals (20 min)

- ABRA-060689, Capitol Hill Tandoor, 419 8th Street, SE; Withdraw Protest, support Renewal with signed SA; Protest rescheduled for 3/15/17 [03]

ABC Committee Chair described the on-going negotiations with Applicant since the Mediation and Status Hearing. Chair. The key points were that the Applicant has agreed to indoor trash storage, voluntarily agreed to enclose mechanicals since noise from mechanicals has been specifically excluded from ABRA Noise regulations. Chair believes that this occurred sometime in 2015 but not certain. Finally, the Applicant has agreed to work in good faith with the ANC and community to explore grease and odor filter systems but at a minimum the exhaust would be vented towards the front of the property if allowable by DC regulations. The result was a balance between addressing community concerns while providing the Applicant flexibility to identify a cost-effective filtration system that could reduce the amount of grease and odor that would be emitted into the atmosphere. The SA is structured in a way that details what the applicant has agreed to do if the renovation only included the existing space and what would occur if the Applicant submits plans and secures permits to construct a 2nd Story addition.

Motion by Comm. Ridge: Move to recommend that ANC 6B withdraw the current protest, and support the Applicant's renewal application pending the receipt of a signed SA and place on Consent Agenda [Pass 6-0]

3. New License (20 min)

- ABRA-104786, Pretzel Bakery, 257 15th ST, SE; New Class "D" Restaurant License; Stipulated License [08];

The Chair introduced this case. He explained that a community meeting was held on this application. There was overwhelming support from residents who attended the meeting in addition to support expressed on Facebook posts about the case. The only minor concern that was raised was about noise by an owner of the residence directly above the Pretzel Bakery from loud patrons seated in the sidewalk café after 8 p.m. He felt that noise after 8 pm may be disruptive. He did concede that he did not currently live there and that when he had he did have a good relationship with the applicant and expected that any concerns could be addressed by bringing it to the attention of the business owner. Comm. Ridge asked whether the Applicant had spoken with the principal of Payne ES. Applicant had not by stated that he would so as to prevent any objection to the application that may arise.

Motion by Comm. Jayaraman: Move to recommend that ANC 6B support the issuance of a new class "D" Restaurant license [Pass 6-0]

Motion by RM Santra: Move to recommend that ANC 6B support a stipulated license based on the overwhelming support from neighbors in the community.

4. Update on Status of Current and Upcoming Protest Hearings (5 min)

Comm. Hoskins was not present at the committee meeting so no discussion occurred on Hank's Oyster Bar Protest and decision on the Motion in Limine.

9. ANC 6B PLANNING AND ZONING COMMITTEE REPORT

February 2017

Commissioners present: Burger (Chair), Jayaraman, Krepp, Oldenburg, Ridge
Resident members (RM) present: Danks, Foster, Howard, Jarboe, Ryan, Thomas

1. HPA #17-076, 417 4th St SE; Approved in Dec, but Board denied 3rd Returns to HP on 2/23; [03] Hatem Hatem (applicant) & Erik Hoffland (architect);

Eric Hoffland, architect and Hatem Hatem, owner presented the case. The ANC has seen this case before (Dec 2016). The applicant presented revised plans to amend the rear façade, including changes to the balconies and height. The new rear façade lines up with the adjacent neighbor house. Applicant continues to have support from HPO and CHRS.

Commissioner Burger moved (seconded by RM Jarboe) to recommend that ANC support the revised application and place the item on the consent agenda.

The motion passed 10 to 0 (1 abstaining).

2. HPA #17-181, 517 7th St SE; 3-story addition [03]

Jonathan Grabill, owner, and his architect, presented the case. The applicant is proposing to infill the side portion of the house, after removing an existing rear addition. The applicant had limited materials for presentation, and the documents did not have sightlines. The committee expressed that it felt limited in its ability to review, given the materials available.

By unanimous consent we took no position on the case to allow for the applicant to provide full information at the February monthly meeting.

3. HPA #17-041, 1335 Mass Ave, SE [08]; Anita Puri / Robert Legg (applicant) & Jennifer Fowler (architect)

Jennifer Fowler, architect, presented the case. Proposed removal of existing addition and replacement with 2-story addition. Also adding a 3rd story addition mid-structure, with roof deck on the rear of the 2nd story. There were questions about privacy related to roof deck and neighboring properties. The applicant has letters of support from both adjacent neighbors. 3rd story would not be visible from Mass. Neighbors: Mervin Shello, 1323 Mass. did not receive information about (as did a neighbor at 1339). It appears that some BZA notifications may have been sent out incorrectly or incompletely.

Commissioner Jayaraman moved (seconded by RM Foster) to take no position and place the item on the consent agenda.

Commissioner Oldenburg moved (seconded by Burger) to amend the motion to change the motion to supporting the application and place it on consent. The motion to amend passed 10 to 1.

The motion as amended passed 10 to 1. We did not place this item on consent due to Commissioner Krepp's opposition.

4. BZA # 19433, 1335 Mass Ave, SE; Rear second-story addition to an existing one-family dwelling [08]; Anita Puri / Robert Legg (applicant) & Jennifer Fowler (architect); BZA hearing 3/8/17

(The applicant presented this item concurrently with item #3.)

Relief sought is for lot occupancy, from 58% to 65%. Additional concerns expressed about seeming incorrect notification for this case for some neighbors.

Commissioner Jayaraman moved (seconded by Commissioner Oldenburg) to recommend that ANC support the application.

The motion passed 10 to 0 (1 abstaining).

5. Application for Minor Modification of BZA Order 18908, 1401 A Street SE [08]

Paul Wilson, architect, presented the application. This application is a technical correction due to a lot line issue and the location of the existing structure. The plans have not changed, so the substance of the relief is the same.

Commissioner Jayaraman moved (seconded by Commissioner Krepp) to recommend that ANC support the application and place the item on the consent agenda.

The motion passed 10 to 0.

6. BZA # 19431, 608 G St. SE; Rear first-floor addition to an existing one-family dwelling [03]; Meghann Curtis / Michael Fuchs (applicant) & Jennifer Fowler (architect); BZA hearing 3/8/17

Jennifer Fowler, architect, presented the case. The applicant proposed to partially infill a dogleg, which triggers lot coverage relief (from 61.2% to 66%). This will create an internal stairway connection from the main floor to the basement. Both adjacent neighbors have provided letters of support.

Commissioner Burger moved (seconded by RM Danks) to recommend that ANC support the application and place the item on the consent agenda.

The motion passed 9 to 0.

7. BZA # 19432, 337 16th SE; Rear first-floor addition to an existing one-family dwelling [09]; Michael and Justine Bello (applicant) & Jennifer Fowler (architect); BZA hearing 3/8/17

Jennifer Fowler, architect, presented the case. The applicant proposes to remove an existing front porch and expand the one-story addition on the rear. Relief sought for lot occupancy, going from 65% to 70%, and rear yard relief (25'5" to 16'4"). The addition will not go any higher. Will not extend further past the next door neighbor.

Commissioner Ridge moved (seconded by Commissioner Oldenburg) to recommend that ANC support the application and place the item on the consent agenda.

The motion passed 10 to 0.

8. BZA # 19438, 1415 Potomac Ave, SE; Two-story rear addition to an existing flat [06]; Alice Bellis (applicant) & Joseph Boyette (architect); BZA hearing 3/15/17

Joe Boyette, architect, presented the case. The applicant is seeking relief for lot occupancy, 52.6% to 68.2%, for a rear two-story addition. Neighbor support from one adjacent neighbor; other neighbor owner is deceased, but applicant has been in contact with daughter (no support or stated opposition).

The committee asked the applicant to report back prior to the February monthly meeting with any additional neighbor contact/information.

Commissioner Burger moved (seconded by RM Foster) to recommend that ANC support the application and place the item on the consent agenda.

The motion passed 8 to 0 (1 abstaining).

9. BZA # 19465, 1336 E St. SE, Rear second-story addition to an existing one-family dwelling [06]; Nick Burger (applicant); BZA hearing not scheduled yet.

pursuant to 11 DCMR Subtitle X, Chapter 9 for special exception under lot occupancy requirements of Subtitle E 304.1 to construct an addition to an existing one-family dwelling in the RF-1 Zone at premise 1336 E ST S.E. (Square 1042, Lot 828).

As Commissioner Burger is a member of the Committee, he recused himself and did not engage in the Committee's discussions or vote.

Nick Burger, owner, presented the case. Applicant is seeking relief from lot occupancy (going from 31.58% to 63.36%) for a two-story side addition. The addition will be built to the east of the existing structure, along the adjacent public alley.

Commissioner Jayaraman moved (seconded by RM Danks) to recommend that ANC support the application and place the item on the consent agenda.

The motion passed 8 to 0.

10. ZC: 1333 M Street, SE [06] – PUD Modification to allow 2 more years before permitting. As of 1/9, the application still pending.

Eric Siegel, counsel, presented the case. This is an existing PUD application that has not progressed to the construction stage due to financing difficulties. The applicant is requesting support for a two-year extension.

Commissioner Burger moved (seconded by RM Jarboe) to recommend that ANC support the PUD modification and place the item on the consent agenda.

The motion passed 9 to 0.

11. (Addition) Capitol Hill Classic

This item was added to the agenda during the meeting, due to an oversight by the chair in not placing the item on the monthly agenda.

The applicant (Roberta Stewart) is asking for ANC support for the 2017 Capitol Hill Classic race, which runs through ANC 6B. The ANC has provided consistent support for this fundraising event in the past.

Commissioner Krepp moved (seconded by RM Jarboe) to recommend the ANC support the race and place on consent agenda. The support would come through a letter to the Mayor's special event task force group.

12. Concept Design Presentation, 1123 Penn Ave, SE; PGN Architects

Jeff Goins, architect, and Topher Cushman, developer, presented the concept plans for this development. The committee took no action, as this was an informational presentation.

13. ANC 6B P&Z Working Group on the Comp Plan update

Commissioner Oldenburg asked the Committee to establish a working group to tackle the Comp Plan updates. The group would be a discussion group that would bring recommendations to the P&Z Committee regarding proposed ANC action.

Commissioner Oldenburg moved (seconded by Commissioner Burger) to establish the Comp Plan working group, to be in effect until the DC City Council votes on the revised Comp Plan.

The motion passed 9 to 0.

DRAFT LETTER

Anthony J. Hood, Chairman
Zoning Commission
Office of Zoning
441 4th Street NW, Room 220 South
Washington, DC 20001

VIA EMAIL: zcsubmissions@dc.gov

RE: Request for a 2-year extension of the PUD for 1333 M Street, SE

At its regularly scheduled, properly noticed meeting on February 14, 2017, with a quorum of 10 Commissioners present, Advisory Neighborhood Commission 6B (ANC 6B) voted X-X-X in support of the request by the owner of the property, Cohen Seigel Investors, LLC, for an extension of 2 additional years for the execution of the Planned Urban Development (PUD) for the property listed above.

For the past two years, the Applicant has sought potential investors and debt financing with no success despite having toured the property and surrounding area with potential investors to provide a sense of the larger project, the amenities and finishes to the residential units, as well as sharing relevant pro forma information on Phase I in terms of construction costs and leasing projections including the proffers and commitments included with the PUD.

The Applicant has engaged the financial and investment community but was turned down by several investment brokerage firms. Subsequently, the Applicant engaged Ideal Realty, who circulated marketing materials to approximately 85 potential investors. After a year without success, the Applicant supplemented its approach to pursue affordable housing developers, senior housing developers, and condominium developers to either partner or purchase one or two of the later-phased parcels, so that the Applicant could begin construction of the Phase I building.

Despite these good faith attempts, the Applicant has repeatedly been advised by potential investors that they remain hesitant to commit to the project, either in its entirety or as a phased project, for various reasons, including (1) the geographic location of the property being too far to walk to the nearest Metro subway entrance, (2) the lack of retail opportunities in close proximity to the property, (3) the significant pipeline of residential development in the Capital Riverfront BID neighborhood over the last two years and expected for the next several years, which will lead to oversupply of units, and (4) uncertainty regarding the costs to perform environmental remediation on the property. These issues which are beyond the Applicant's control has resulted in the Applicant being unable to secure financing for the approved project.

Notwithstanding the lack of success to date in obtaining equity and debt to start the project, the Applicant is encouraged by potential investors when they note that the Metro-DC market is generally in much better shape than competing real estate markets. Moreover, the absorption of the residential projects in the Capital Riverfront BID, the anticipated delivery of the 11th Street Bridge project, the anticipated elevation of the Southeast-Southwest Freeway and addition of pedestrian bridges to connect Capitol Hill to M Street, S.E. in front of the project; and the popularity of waterfront residences in the District all bode well for this development and eventual financing.

Given these circumstance, ANC 6B voted to support the Applicant's request and provides this letter of support. Please contact Commissioner Nick Burger, ANC 6B's Planning and Zoning (P&Z) Committee Chair, at 202-246-9928 or nick6b06@anc6b.org if you have questions or need further information. Thank you.

10. Report of the ANC6B Transportation Committee
February 8, 2017

Commissioners present: Nick Burger, Steve Hagedorn, Denise Krepp, Daniel Ridge, and Kirsten Oldenburg, chairing

Resident Members present: Floyd Brown (6B01), Jerry Sroufe (6B02), John Manley (6B04), Corey Holman (6B06), Kelly Waud (6B07), Carol Grissom (6B08), and Kelly Waud (6B07)

Discussion on DDOT's 17th Street SE Improvement Project

Mr. Mike Gales, 17th Street Project Construction Manager and Mr. Mohamed Dahir, DDOT Project Manager, IPMA, made a presentation on and responded to numerous questions about the 17th Street project. DDOT expects this roadway and sidewalk renovation project to take 540 days, ending in July 2018. The work extends along 17th Street from Benning Road NE to Barney Circle SE. Since work will begin at Benning Road, it is not expected to reach 6B's portion of 17th Street for 8 months, approximately late Summer 2017.

There is a website set up <https://17thstreetproject.org> that includes a map showing the extent of the project, the work sequence, and the engineering plans for the project. There will be weekly updates posted on the website to provide details on the next two weeks of planning work. Mr. Gales is available at 202-438-5518. Capitol Paving will be doing the actual construction work under contract to DDOT. A copy of the project fact sheet is attached as page 5.

Review of DDOT's Vision Zero Revised Proposed Rulemaking

ANC 6B sent DDOT a formal review of the initial Vision Zero proposed rulemaking in January 2016. During the discussion on the revised proposal, Committee members decided that their concerns about enforcement expressed last year remain. Commissioner Ridge moved, with a second by RM Holman, that the Committee recommend the ANC send a letter to DDOT expressing the view that without substantive enforcement of the proposed rules it is unclear that the Vision Zero goals can be reached. The motion was passed by a vote of 10-0 with placement on the Consent Agenda. The letter to DDOT is on Page 3 below.

Further, the Committee decided to invite DDOT to attend an upcoming meeting to brief the Committee on its Vision Zero Plan.

Establishment of Transportation Committee Working Group on Alley Naming

ZR16 has opened up the use of small alley lots for dwellings that previously were not permitted. However, DCRA requires a street address for issuance of building permits. Processing names for alleys can take up to a year. Commissioner Burger has suggested a proactive approach that would involve surveying all 6B squares to determine where possible buildable alley lots are situated and will need an address.

The Committee decided not to establish a formal working group on alley naming. Instead, Commissioners Burger and Ridge agreed to work with interested Resident Members to first gather information on which squares within 6B have buildable alley lots. Commissioner Ridge noted that CHRS has been helpful in providing the necessary research to find appropriate names. Commissioner Oldenburg suggested that the group reach out to CHRS and ask them to

Draft Resolution to DDOT Regarding Safety Study on 15th Street SE and Kentucky Avenue SE Intersection

According to Commissioner Burger, residents in the area of the 15th Street SE/Kentucky Avenue/Potomac Avenue intersection in Hill East have been discussing possible pedestrian safety options with DDOT officials. To support a formal study, DDOT has asked for a resolution from ANC 6B. Therefore, Commissioner Burger moved, with a second by Commissioner Ridge, that the Committee recommend the ANC send such a resolution to DDOT.

The Committee voted 10-0 in support of the motion and asked that the item be placed on the ANC's consent agenda. The letter to DDOT is on Page 4 below.

Updates

- *SE Boulevard Study.* According to DDOT's Jonathan Rogers on 2/2: "Unfortunately we are still working our way through the procurement [for a public meeting]. We've made some progress since my last email for things are still not finalized. I have every hope that this gets wrapped up shortly (matter of weeks) but due to the uncertainty and complication of the process I cannot guarantee that."
- *Pennsylvania Avenue/Potomac Avenue Intersection Study.* According to DDOT's Ravindra Gandir on 2/5: "I am estimating the meeting to be in the May-June time frame."
- *Eastern Market Parking Study.* A planned community meeting in Fall 2016 was not scheduled. According to Faye Dastgheib, one of the DDOT study leaders on 2/3: "We are currently working on getting all neighborhood studies back on track. The next step is separate public meetings with Eastern Market and Dupont residents. We will reach out to you to discuss a date/time soon."
- *Pennsylvania Avenue Pedestrian Lighting Design.* DDOT has advised that the design work was not completed as planned by December 2016 but is expected to be done by March 30, 2017. Once the design is completed, DDOT is expected to brief the Transportation Committee on its findings.

There is concern among committee members about month by month delays in setting up public meetings on the above projects. Commissioner Oldenburg suggested that the delays appear to be caused by problems within DDOT's Office of Procurement. She will contact Laura Marks of CM Allen's office to discuss this as Laura was helpful in springing the 17th Street project.

DRAFT LETTERS

Letter on Vision Zero Revised Proposed Rulemaking

Alice Kelly, Manager
Policy and Legislative Affairs Division
Office of the Director
District Department of Transportation
55 M Street SE
Washington DC 20003

VIA EMAIL: publicspace.policy@dc.gov

RE: Comments on DDOT's Notice of Second Proposed Rulemaking (Vision Zero)

Dear Ms Kelly:

At its regularly scheduled, properly noticed meeting on February 14, 2017, with a quorum of Commissioners present, Advisory Neighborhood Commission 6B (ANC 6B) voted x-x-x to send DDOT the following comments on the above second proposed rulemaking.

ANC 6B has no comments on the substance of the second proposal but rather reiterates its concern expressed in its letter of January 12, 2016, about enforcement. The Commission feels that for these new rules for vehicles, bicyclists, and pedestrians to be effective in helping DC meet the goals of Vision Zero, the District will need substantially increased enforcement.

For further information, please contact 6B04 Commissioner Kirsten Oldenburg, chair of the ANC 6B Transportation Committee, at kirsten6b04@anc6b.org or 202-546-8542.

Sincerely,

CC: The Honorable Charles Allen, Ward 6 Councilmember

NOTE: This letter should be sent as an attachment to an ANC email. The following should be CCd on the email: Laura Marks lmarks@dccouncil.us and Commissioner Oldenburg.

Letter on Resolution for Study of Intersection

Leif Dormsjo, Director
District Department of Transportation
55 M Street SE
Washington DC 20003

VIA EMAIL: leif.dormsjo@dc.gov

RE: Request for Formal Review of Hill East Intersection

Dear Director Dormsjo:

At its regularly scheduled, properly noticed meeting on February 14, 2017, with a quorum of Commissioners present, Advisory Neighborhood Commission 6B (ANC 6B) voted x-x-x to request DDOT to undertake a formal and comprehensive review of the compound intersection of 15th Street SE, Kentucky Avenue SE, Potomac Avenue SE, and G Street SE with a specific focus on pedestrian safety and with a specific emphasis on times when pedestrian traffic to schools would mix with rush hour traffic.

- The compound intersection of 15th St, Kentucky Ave, Potomac Ave, and G St. SE is complex and creates challenging interactions between multiple users;
- Neighbors have repeatedly expressed repeated concerns about pedestrian safety at the intersection, especially related to motor vehicles, and these concerns remain substantially unaddressed;
- Neighbors and ANC Commissioners have repeatedly petitioned MPD for increased enforcement;
- On one occasion, increased MPD enforcement produced 46 tickets in a 2-day period; and
- MPD enforcement actions, while temporarily effective, have little lasting effect on pedestrian safety concerns.

Many residents report that current conditions force them to use alternate pedestrian routes or alternate modes of transportation for daily journey. We would hope, therefore, that this review would not focus solely on pedestrian counts as observed.

Furthermore, ANC 6B requests DDOT to take a broad view of the “intersection,” including adjacent streets in all directions, since there are multiple problematic points in in and around the intersection area. We would like the study to take the broadest possible view to improving safety, including traffic control measures, signage, signaling, and intersection reconfiguration and/or street improvements.

The relevant ANC Commissioners look forward to working closely with DDOT to ensure the study scoping meets neighbor concerns and covers all relevant safety issues. For further information, please contact 6B04 Commissioner Kirsten Oldenburg, chair of the ANC 6B Transportation Committee, at kirsten6b04@anc6b.org or 202-546-8542.

Sincerely,

CC: Mr. Leon Anderson, DDOT <leon.anderson@dc.gov>

NOTE: This letter should be sent to Dormsjo as an attachment to an ANC email. The following should be CC on the email: Commissioner Ridge, Commissioner Burger, Commissioner Oldenburg, and Nichole Opkins nopkins@dccouncil.us

11. Outreach and Constituent Services Task Force

NO REPORT

12. Treasurers Report 2/14/17

*National Capital Bank Balance (2/11/17)	\$ 40,952.31
*Total Expenditures FY17 to date	\$ 0 <i>(note: \$25 ANC Security Fund check is outstanding)</i>
*Total Income FY17 to date	\$ 5,696.65

- *Outstanding Obligations
- \$25 for ANC Security Fund
 - Payment for contracted administrative work – invoice outstanding

FY 2017 Transactions

02/01/2017	INTEREST PAID	\$1.79	\$40,954.10
12/31/2016	INTEREST PAID	\$1.65	\$40,952.31
12/07/2016	DC-D.C. GOVERNME SOARACH TRACE#-091000011622723 ST*820* 0001/BPR*C*5692.01*C* ACH*CTX***** 3536001131**01*054000056*DA* 10 032999* 20161206/ENT*1/RMR*IV*001205576 DE17ANC6 DX0 DE17A NC6**5692.01/SE*5* 0001/GE*1*1/IEA*1* 000000001/	\$5,692.01	\$40,950.66
12/01/2016	INTEREST PAID	\$1.45	\$35,258.65
11/01/2016	INTEREST PAID	\$1.54	\$35,257.20

Quarterly Report - ANC 6B, 2017 Q1

Balance Forward \$34,727.27

Receipts

District Allotment	\$5,692.01
Interest	\$4.64
Other	\$0.00
Transfer From Savings	\$0.00

Total Receipts \$5,696.65

Total Funds Available \$40,423.92

Disbursements

1.	Personnel	\$0.00
2.	Direct Office Cost	\$0.00
3.	Communication	\$0.00
4.	Office Supplies, Equipment, Printing	\$0.00
5.	Grants	\$0.00
6.	Local Transportation	\$0.00
7.	Purchase of Service	\$0.00
8.	Bank Charges, Transfers and Petty Cash	\$0.00
9.	Other	\$0.00

Total Disbursements \$0.00

Ending Balance \$40,423.92

Approval Date By Commission: _____

Treasurer: _____

Chairperson: _____

Secretary Certification: _____

Date: _____

I hereby certify that the above noted quarterly financial report has been approved by a majority of Commissioners during a public meeting in which there existed a quorum.

13. ANC 6B Input on Legislative Activities

Proposed Changes to § 24–901 of the Youth Rehabilitation Act

§ 24–901. Definitions.

For purposes of this subchapter, the term:

- (1) “Committed youth offender” means an individual committed pursuant to this subchapter.
- (2) “Conviction” means the judgment on a verdict or a finding of guilty, a plea of guilty, or a plea of no contest.
- (3) “Court” means the Superior Court of the District of Columbia.
- (4) “District” means the District of Columbia.
- (5) “Treatment” means corrective and preventive guidance and training designed to protect the public by correcting the antisocial tendencies of youth offenders.
- (6) “Youth offender” means a person less than 22 years ~~old convicted of a crime other than murder, first degree murder that constitutes an act of terrorism, and second degree murder that constitutes an act of terrorism~~ who is not a prior rehabilitation beneficiary or a violent offender.
- (7) “Prior rehabilitation beneficiary” means a person who, prior to commission of the crime resulting in the conviction awaiting sentencing
 - (a) received a suspended imposition or execution of sentence under §24-903(a)(1) for an offense;
or
 - (b) had a conviction set aside under § 24–906.
- (8) “Violent offender” means a person convicted of a crime of violence as defined in § 23-1331(4).

Language that is underlined is new. Language that is struck-out is current law.

Background

§ 24–903. Sentencing alternatives.

- (a) (1) If the court is of the opinion that the youth offender does not need commitment, it may suspend the imposition or execution of sentence and place the youth offender on probation.
- (2) The court, as part of an order of probation of a youth offender between the ages of 15 and 18 years, shall require the youth offender to perform not less than 90 hours of community service for an agency of the District government or a nonprofit or other community service organization, unless the court determines that the youth offender is physically or mentally impaired and that an order of community service would be unjust or unreasonable.
- (2A) A positive test for use of marijuana, or a violation of § 48-1201, shall not be considered a violation of an order of probation unless the judicial officer expressly prohibits the use or possession of marijuana, as opposed to controlled substances generally, as a condition of probation.
- (3) Within 120 days of January 31, 1990, the Mayor shall develop and furnish to the court a youth offender community service plan. The plan shall include:

(A) Procedures to certify a nonprofit or community service organization for participation in the program;

(B) A list of agencies of the District government or non-profit or community service organizations to which a youth offender may be assigned for community service work;

(C) A description of the community service work to be performed by a youth offender in each of the named agencies or organizations;

(D) Procedures to monitor the attendance and performance of a youth offender assigned to community service work;

(E) Procedures to report to the court a youth offender's absence from a court-ordered community service work assignment; and

(F) Procedures to notify the court that a youth offender has completed the community service ordered by the court.

(4) If the court unconditionally discharges a youth offender from probation pursuant to § 24-906(b), the court may discharge the youth offender from any uncompleted community service requirement in excess of 90 hours. The court shall not discharge the youth offender from completion of the minimum of 90 hours of community service.

§ 24-906. Unconditional discharge sets aside conviction.

(a) Upon unconditional discharge of a committed youth offender before the expiration of the sentence imposed, the youth offender's conviction shall be automatically set aside.

(b) If the sentence of a committed youth offender expires before unconditional discharge, the United States Parole Commission may, in its discretion, set aside the conviction.

(c) Where a youth offender is sentenced to commitment and a term of supervised release for a felony committed on or after August 5, 2000, and the United States Parole Commission exercises its authority pursuant to 18 U.S.C. § 3583(e)(1) to terminate the term of supervised release before its expiration, the youth offender's conviction shall be automatically set aside.

(d) In any case in which the youth offender's conviction is set aside, the youth offender shall be issued a certificate to that effect.

(e) Where a youth offender has been placed on probation by the court, the court may, in its discretion, unconditionally discharge the youth offender from probation before the end of the maximum period of probation previously fixed by the court. The discharge shall automatically set aside the conviction. If the sentence of a youth offender who has been placed on probation by the court expires before unconditional discharge, the court may, in its discretion, set aside the conviction. In any case where the court sets aside the conviction of a youth offender, the court shall issue to the youth offender a certificate to that effect.

(f) A conviction set aside under this section may be used:

(1) In determining whether a person has committed a second or subsequent offense for purposes of imposing an enhanced sentence under any provision of law;

(2) In determining whether an offense under § 48-904.01 is a second or subsequent violation under § 24-112;

- (3) In determining an appropriate sentence if the person is subsequently convicted of another crime;
- (4) For impeachment if the person testifies in his own defense at trial pursuant to § 14-305;
- (5) For cross-examining character witnesses;
- (6) For sex offender registration and notification;
- (7) For gun offender registration pursuant to subchapter VIII of Chapter 25 of Title 7, for convictions on or after January 1, 2011; or
- (8) In determining whether a person has been in possession of a firearm in violation of § 22-4503.

§ 23–1331. Definitions.

- (4) The term “crime of violence” means aggravated assault; act of terrorism; arson; assault on a police officer (felony); assault with a dangerous weapon; assault with intent to kill, commit first degree sexual abuse, commit second degree sexual abuse, or commit child sexual abuse; assault with significant bodily injury; assault with intent to commit any other offense; burglary; carjacking; armed carjacking; child sexual abuse; cruelty to children in the first degree; extortion or blackmail accompanied by threats of violence; gang recruitment, participation, or retention by the use or threatened use of force, coercion, or intimidation; kidnapping; malicious disfigurement; manslaughter; manufacture or possession of a weapon of mass destruction; mayhem; murder; robbery; sexual abuse in the first, second, or third degrees; use, dissemination, or detonation of a weapon of mass destruction; or an attempt, solicitation, or conspiracy to commit any of the foregoing offenses.

HandsOffDC Resolution

Whereas, we are residents of the District of Columbia.

Whereas, Representative Chaffetz is a resident of the state of Utah.

Whereas, we were elected by District of Columbia residents in 2016 to represent our respective single member districts.

Whereas, Representative Chaffetz was elected in 2016 by Utahns to represent them in the U.S. House of Representatives.

Whereas, Representative Chaffetz's agenda in the 115th Congress is to curtail how locally-raised DC taxes are spent and block the implementation of laws written by elected DC representatives.

Therefore, be it resolved that Representative Chaffetz is trampling on the liberties of District of Columbia residents, treating them like second class citizens instead of considering District of Columbia residents equal to those that live in the fifty states.

Therefore, be it also resolved that we oppose Representative Chaffetz's action and direct him to take his hands off DC. We are the elected representatives of the District of Columbia, not Representative Chaffetz. And in this role, it is our job to advise on how locally-raised DC taxes are spent and the validity of DC laws, in addition to conducting oversight over DC agencies. To put it simply, Representative Chaffetz needs to butt out of our business.

14. January 25, 2017 - Eastern Market Report

***The EMCAC committee convened at 7pm at the Eastern Market North Hall on 1/25/17. Previous meeting was 11/30/16.**

*** 2017 Meetings: 1/25, 2/22, 3/22, 4/26, 5/31, 6/28, 7/26, 9/20, 10/25, and 11/29.**

*** Election of the Independent community member – Tom Kuechenberg was re-elected.**

***The Market Manager monthly report, Barry Margeson**

Leases

The form lease was sent out to the merchants. As we shared with the merchants, DC Code § 37-107 (a)(2) states that “Rents or other financial arrangements shall reflect fair market rents and practices ...” To comply with the law, DGS has put out a request for the services of an independent licensed real estate appraiser to provide DGS with rent rates that are consistent with this requirement. We have received bids back and will review them this week.

Marketing

Culinary Education Crawl: In conjunction with the new Eastern Market Main Street, Market Poultry will be doing an educational session on deboning chicken on Saturday from 1-2pm in the North Hall. This is the description of the program:

Deboning Poultry and Preparing Birds for the Table

Saturday, January 28 from 1pm-2:00pm: Mel Inman, owner of Eastern Market’s Market Poultry, will teach the fundamentals of deboning poultry. He will introduce you to knife safety, and technique, including several tips of his own for clean, safe, and efficient deboning. His wife, Beverly Inman, will present several fast, fool-proof poultry recipes that will delight guests.

Holiday Celebration: The holiday celebration this year built on last year’s. Thanks to the hard work of the Marketing Committee, Dominiqua Eldridge, our graphic designer, and Hallie Angelo, our fantastic intern, we have a lot planned for this holiday season. Here goes:

- Each Sunday after Thanksgiving and leading up to Christmas, we had activities and music in the North Hall. Activities included story-time, music, cookie decorating, crafts, ornament making;
- Holiday lights: We will have more holiday lights this year than ever before. All of the poles will be wrapped with rope lights and the garland will be lit with 1000’s of these new small, bright LED bulbs;
- All of the east side ocular windows had wreathes;
- The week before Christmas was open for vending under the south Farmer’s line shed, against the building wall, and in the North Hall Plaza.
- We advertised all of the events in the following manner:
 - Hill Rag – ¼ page ad
 - Starting on December 5, we will be doing the following WMATA advertising:
 - Five Metrorail Diorama Displays
 - 20 Metrobus Queen-Size Displays
 - 200 Metrobus Interior Bus Card Displays
 - Facebook
 - Instagram
 - Posters with event information that was hung up as many places as we could;
 - Postcards with event information that were distributed as many places as we could.
- We continue to try to put up speakers for music and wireless technology is almost where we want it. Not quite though. Because of the firewalls within the DC government wifi, we were not able to do it this year.

Fresh Tuesdays

Post Christmas/Pre Spring Slowdown. Second Rising Bakery, Peachy Family Dairy, Groff's Content Farm and the Farm Bus are still coming out.

Merchants and Vendors

New Policies and Procedures for the North Hall: We updated the Policies and Procedures for Vending in the North Hall. So far, we have gotten about 20 of these back from vendors who would like to vend in the North Hall.

Operations

- Garbage Hauler: We've had some issues with our new garbage company and we are working through them.
- 7th Street Safety: We are having a security assessment done of the 7th Street Weekend Market.

*** Green buildings grant opportunity: Carl Reeverts**

Purpose of Grant

Green Building Case Studies and Historic Preservation Guidelines \$140,000.00.

Appl due 2/3. Project completed by Sept 30, 2017

Introduction

Sustainable DC Plan—Set high-performance goals for the city. By 2032, achieve a city-wide reduction in both energy use and greenhouse gas emissions by 50%, increase use of renewable energy so constitutes 50% of city's energy usage, meet net-zero energy standards for new construction, and decrease total water usage by 40%.

The District is leader in green building, with the most LEED and ENERGY STAR certified buildings and square footage on a per capita basis among major U.S. cities. Due to the Green Building Act (2006) and DC Green Construction Code (2013).

Green Building Case Studies: The applicant must provide evidence of their ability to develop case studies for DC that demonstrate the real world incremental costs of building deep green new construction and renovations, for a range of property types including commercial, mixed use, large multifamily, small multifamily and single family residential green buildings. The case studies should include financial analysis of the construction cost, operational savings, and value proposition for developing and operating green buildings. For examples of a web-based case study platform, see: <http://casesstudies.uli.org/> and <https://buildingdata.energy.gov/>

Green Building Historic Preservation Guidelines and Tools: The applicant should demonstrate their ability to develop guidelines and resources for a spectrum of typical building types including historic landmarks. The guidelines should serve as a national model for promoting sustainability through historic preservation. The guidelines should consider that the District has more than 500 historic landmarks and historic districts, containing more than 23,000 historic buildings. The propose of the guidelines is to clear the path for implementation of high-performance green building retrofits to the District's historic building stock in a manner that does not adversely impact the historic character of the District's unique heritage.

Team approach: Involve subject matter experts across multiple disciplines who are equipped to accomplish the project within the proposed budget and timeframe. In the case of applications that include multiple organizations, one lead applicant should be identified as responsible for submitting the application and managing the project during the award period. Applications that include a team with members from different entities must submit letters of commitment from each member entity.

***Notes from Tenants' Council Report.**

Manager's Report

Katrina Cuffey, Operational Manager, reported that winter rates for Farmers and Art/Crafts vendors will be extended until the end of February, rather than ending mid-month. She also reported that management would consider moderating the rate charged for bad weather set-up in the North Hall.

The Tenant Council passed the following Resolutions:

RESOLUTION 2-9-17-01 Business Use of Eastern Market WiFi (passed unanimously)

Because of limited coverage of DC WIFI and the data demand of chip card readers, the Tenant's Council requests that management investigate making the Eastern Market's wifi available to market vendors (farmers, merchants, and arts/crafts) as the Market's bandwidth upgrade continues.

RESOLUTION 2 -9- 17 -02 Market Violation Notice Process (passed unanimously)

The Tenant's Council requests that the Department of General Services develop a standard operating procedure for the issuance, documentation, and dispute process to include review with the Tenant's Council.

BELOW IS LIST OF 2016 RESOLUTION THAT ARE STILL OPEN AND SEEKING RESOLUTION:

RESOLUTION 02-11-16-02 Snow Removal

The Tenants Council request that management obtain and review Statement of Work for snow removal contractor assigned to Eastern Market and report the findings to the Tenant's Council for the purpose of developing a definitive snow removal plan.

RESOLUTION 02-11-16-03 Enterprise Fund

The Tenants Council request that management research present law and implementation of Eastern Market's Enterprise fund, with objective to make the Fund more secure from budgetary lapsing and reprogramming requests (sweeps).

RESOLUTION 4-14-16-02 Operation of South Hall Handicapped-Accessible Entry Doors along 7th Street.

The Tenant's Council requests that management prop open handicapped- accessible doors to the South Hall along 7th street when maintenance request is filed with management. Management is responsible for maintaining handicapped- accessibility at all times, doors opened or closed.

(WITH ADDED NOTE THAT NORTH HALL HANDICAPPED DOORS ALSO REQUIRE MAINTENANCE)

RESOLUTION 11-10-16-03 Pest Control

Related to adjacent construction, there is much greater pest infestation. The Tenant's Council recommends that management provide greater pest control measures including door sweeps.

*** Community Comments**

One individual spoke about the idea for North Hall to be better utilized as a creative space to engage community members during the day. He said the space looks empty/ under utilized and should be fixed up. Suggested toys and furniture additions.

EMCAC next scheduled meeting will be at 7pm at the Eastern Market North Hall on 2/22/17

15. Hine Community Advisory Committee (CAC) Meeting #39 Report
January 27, 2017

Projected milestones are as follows:

Façade installation continues through March, 2017. The Plaza building should be topped out within the next three weeks and the roof is done. The Office building precast panel installation is ongoing. 7th Street façade should be done in 2 weeks. The 8th Street residential building stone is being installed on the first level followed by brick upper floors brick over the next two weeks. Mansards should be completed by then.

Second floor drywall in the Office building is complete and installation has begun on the third floor. The 4th floor will start in the next two weeks. Mechanicals are being installed on the roof followed by installation of 4 elevators. Glass panels are being installed through March and April 2017. The 8th Street building has drywall being installed on the 2nd floor over the new two weeks and windows are being installed on the 1st & 2nd floors over the next two weeks. The courtyard is being bricked.

Tenant fit out for Trader Joe's will be done in March and April.

PEPCO should be finished with tie-in to provide power to all buildings. Once that is done the transformer at 8th and C will be removed.

Anchor Construction is completing tie-ins for the fire hydrant and sewer lines on 7th Street. Utilities on C Street are complete. The existing sewer line along 8th Street will be replaced in April/May.

Unit Deliveries and Retail/Office Openings are scheduled for July 2017.

The North building tenants are moving in. Ten out of 34 have moved in and all should be in by March 1st. Move in hours are Monday-Friday, 8am – 8pm. Moving trucks and private vehicles cannot block the North/South alley access. Area residents have asked that No Parking signs be reinstalled in the East/West alley.

The contact for the North Building is: Kelly Swann, Director of Operations DP Management

Office: 202-588-0622 Mobile: 202-848-4983 kelly@dpmgmtllc.com

The next proposed meetings of the CAC are February 24 and March 31, 2017



**ADVISORY NEIGHBORHOOD
COMMISSION 6B REGULAR MEETING
Hill Center at the Old Naval Hospital**

921 Pennsylvania Ave SE

7:00 PM

9 January 2017

Quorum

7:00 PM

- Commissioner Oldenburg recognizes quorum. Commissioners Grace (07), Krepp (10), Hoskins (02), Samolyk (01), Jayraman (08), Loots (03), Hagedorn (05), and Ridge (09) present
- Introductions by Commissioners. Welcome to Aimee Grace, new Commissioner for 6B-07, and goodbye to outgoing 6B-07 Commissioner Daniel Chao.

Adoption of Agenda

7:04 PM

Commissioner Loots moves to adopt the agenda. Commissioner Hoskins seconds. The agenda is adopted.

Election of Officers

7:06 PM

Gottlieb Simon, Executive Director of the Office of Advisory Neighborhood Commissions is on hand to oversee the election of new officers. The ANC law requires each ANC to have five officers. The offices are Chair, Vice Chair, Parliamentarian, Treasurer, and Secretary.

The current officers are Commissioner Oldenburg as Chair, Commissioner Burger as Vice Chair, Commissioner Krepp as Parliamentarian, Commissioner Hoskins as Treasurer. The post of Secretary became vacant with the end of Commissioner Chao's term. The ANC 6B bylaws have allowed the Chair to designate Commissioner Ridge as interim Secretary.

- Commissioner Loots nominates Commissioner Jayraman for Chair. Commissioner Hoskins seconds. Commissioner Jayraman accepts. Commissioner Jayraman is elected chair.
- Commissioner Ridge nominates Commissioner Hoskins for Vice Chair. Commissioner Hoskins accepts. Commissioner Oldenburg nominates Commissioner Burger (absent) for Vice Chair.

Remarks follow. Commissioner Krepp asks whether an officer can be nominated without being present or without having expressed an affirmative desire. Answer: yes.

Simon conducts roll call vote:

Samolyk	(6B-01)	votes for Burger
Hoskins	(6B-02)	votes for Hoskins
Loots	(6B-03)	votes for Burger
Oldenburg	(6B-04)	votes for Burger
Hagedorn	(6B-05)	votes for Hoskins
Burger	(6B-06)	is absent
Grace	(6B-07)	votes for Hoskins
Jayraman	(6B-08)	votes for Hoskins
Ridge	(6B-09)	votes for Hoskins
Krepp	(6B-10)	votes for Hoskins

Commissioner Hoskins is elected Vice Chair

- Commissioner Oldenburg nominates Commissioner Ridge for Secretary. Ridge accepts. Commissioner Ridge is elected Secretary by acclamation.
- Commissioner Jayraman nominates Commissioner Burger for Treasurer. Commissioner Burger is elected Secretary by acclamation.
- Commissioner Samolyk nominates Commissioner Loots for Parliamentarian. Loots accepts. Commissioner Loots is elected Parliamentarian by acclamation.

7:21 PM

Fond wishes from Simon to the 2017 Officers of ANC 6B.

7:22 PM

Meeting is turned over to Commissioner Jayraman, the new Chair.

Community Speakout

7:23 PM

- Dion Townley, DMPED project manager for Eastern Branch Boys and Girls Club, announces public workshop on the future of the Boys and Girls Club site. Meeting to be held at 10:00 AM on Saturday, 28 January 2017 at Friendship Edison charter school at 1345 Potomac Ave SE.

- Dr. Wanda E. Gill wishes for the audience to know that neither she, nor her daughter, Candace Gill, support HPA case 17-125
- Vaughn Perry, Equity Development Manager with the 11th Street Bridge Park project announces that the 3rd Annual Anacostia River festival will be on 9 April 2017.
- Judah Bloodman, of the DC office of public private partnerships, wishes for the audience to know that they take their mission seriously and that more details on that mission are available at op3.dc.gov.
- Resident Shay McNeil, representing the national 4H center, announces the first program on the federal level for 4H 'LIFE'. This program strengthens families with an incarcerated family member and seeks adult mentor volunteers. Those interested may contact McNeil at shay.mcneil@mail.wbu.edu.

Community & Commission Announcements

- Commissioner Oldenburg announces a likely 4 Feb 2017 meeting to discuss upgrades and renovations of the Virginia Ave park between 9th and 11th Streets SE. Contact Oldenburg for additional details.
- Commissioner Krepp encourages the audience to take a look at the proposed plan to redevelop the RFK site on the EventsDC website. Krepp announces a meeting on 15 Feb 2017 at 7 PM at St. Coletta's with the a developer for Reservation 13, DDOT, and EventsDC to discuss transportation and infrastructure.
- Commissioner Grace thanks former Commissioner Chaor for his leadership. Contact Grace to be put on her listserv.
- Commissioner Samolyk presents Commissioner Oldenburg with a gift to recognize her service as Chair in 2015 and 2016. Presentation met with applause. Oldenburg was honored to serve.

Consent Agenda

7:34 PM

Commissioner Samolyk moves to adopt the consent agenda. Commissioner Hagedorn seconds. The motion carries.

Presentation

7:35 PM

Chris Geldart, director of DC HSEMA, delivers a presentation about inauguration security and security for the Women's March to follow.

Alcohol Beverage Control Committee

8:12 PM

Case ABRA-081014
Cava Restaurant, 527-529 8th St SE

Committee voted to support reinstatement of renewal application. A settlement agreement between CAVA and ANC 6B is signed at the dais.

With a signed settlement agreement, Commissioner Loots moves that the ANC support the renewal of CAVA's tavern license, that the ANC withdraw its protest and that the ANC support reinstatement before ABRA. Motion requires no second because it came from the committee.

Commissioner Hoskins notes, with gratitude, the indoor grease storage provisions in the settlement agreement. The motion passes 9/0.

Commissioner Update on Capitol Hill Tandoor

Commissioner Jayraman provides an update on Capitol Hill Tandoor. The applicant is reviewing a draft settlement agreement. Ongoing discussion with applicant on indoor trash, enclosed mechanicals, and other issues. A signed settlement agreement is expected before the ABRA protest hearing on 8 Feb 2017.

Commissioner Update on Hank's Oyster Bar

Commissioner Hoskins provides an update on Hank's Oyster Bar. Applicant filed to exclude evidence included with ANC 6B protest. No date known for ABRA protest hearing.

Planning & Zoning Committee

8:20 PM

Case HPA # 17-125
202 9th St SE

Committee recommends supporting the application, noting that the case will return as a zoning case and also that we would like to see information on adjacent neighbor contact about the plans. Committee voted 6/1/4 to recommend. Commissioner Hagedorn, in whose SMD the project sits, notes that a neighbor is protesting zoning aspects of the project.

The applicant discusses recent changes based on HPO feedback.

A neighbor, Wanda Gill, is on hand to protest the project on the basis that it would limit access to the back of an adjacent house located at 905 Independence Avenue SE. Ms. Gill is reminded by the Commission that the issue at hand is historic preservation, not zoning. Gill protests also the loss of utility for a kitchen window that the proposed project would obscure.

Commissioner Hoskins wonders if obscuring a window that contributes to the historical fabric of the neighborhood presents historic preservation issues.

The motion to support the application carries 6/3/0.

Case BZA # 18915A
1338 Pennsylvania Ave SE, La Lomita

Commissioner Oldenburg remarks that the ANC has already approved the BZA case on this project and that it is being heard again because the applicant proposes 'significant changes'.

The applicant notes, though, that OP is seeing this a new case, not a substantial modification. BZA hearing will be 2/17. One proposed change is a new address for the project. The applicant dropped a request for FAR relief but still seeks relief on parking and lot occupancy. A change in total retail square footage (to over 5000 sq. feet including the basement kitchen) means an additional request for loading dock relief. A neighbor appealed the original decision. As a result, the new configuration has stepped the height to the adjacent house.

As presently configured, the project will have 10 units, of which one will be an IZ unit. The applicant has agreed to colors, parking, hours, and a transportation management plan. In addition, the applicant has bought the adjacent house. The Green Area Requirements will be met through a green roof, including 'livable penthouses'. Residents and the restaurant will have separate trash facilities. The patio will remain. A projecting bay on the north side will descend no further than the second floor.

Zoning relief on the retail loading bay will eliminate 30 foot bay that would otherwise be required.

Commissioner Oldenburg moves that we support the zoning application. Commissioner Hagedorn seconds. The motion carries 9/0/0.

Transportation Committee Report

Commissioner Oldenburg, Transportation Committee Chair, waives the reading of the committee report.

Commissioner Oldenburg remarks that DDOT public space made a great presentation on 'Emergency No Parking' signs and that, as a result of the meeting, Oldenburg was able to have DDOT inspectors clear the 1000 block of Pennsylvania Ave on the North side.

Resolution on Changes to Youth Rehabilitation Act: Commissioner Krepp

8:49 PM

Commissioner Krepp recounts the facts of the 2015 rape of a neighbor by Antwon Pitt and the reaction of her neighbors. Krepp notes the 60 year sentence and notes also several reduced sentences handed Pitt for prior offences.

With that, Krepp provides some background on the DC Youth Rehabilitation Act (YRA). Krepp notes that the YRA cannot be applied to sentences for a narrow range of murders but that it may be used in cases of rape, of maiming, and of other violent abuse.

Krepp notes figures published by the Washington Post, and notes that these statistics together with her years in the sex assault community have prompted

her to try to change the YRA. This change includes specific language distributed to the DC Council, fellow ANC 6B Commissioners, and Commissioners in other ANCs. These changes would make YRA inapplicable to violent crimes and to persons already handed reduced sentences under YRA. Krepp notes support from her constituents.

Krepp asks the Commission to support her proposed language.

Commissioner Jayraman opens the floor to comments by the audience.

- Daniel Okonkwo, of 1531 Pennsylvania Ave SE, asks the commission not to support this language.
- Daniel Chao, of K St SE, said that you can be for YRA reform and also support rehabilitation. Chao said also that there is a lack of information available about YRA outcomes.
- Kathleen Frydl, of 1012 South Carolina Ave SE, thanked Krepp for her activism but expressed concern that the proposed changes would increase recidivism and have other ill effects. Frydl asked Krepp to gather more evidence.
- Matthew Liberani, of 1735 A St SE, asks the Commission to support this language.
- Whitney Lockheim, of 745 12th St SE, links the proposed change to increased recidivism and reduced public safety and asks the Commission to not support this language.
- Tom Dunkel, of 18th St SE, asks the Commission to support this language.
- Jessica Lefebre, also of 18th St SE, notes that as an attorney and a mother she is aware of both mistakes and over-enforcement but nonetheless asks the Commission to support this language.

A back-and-forth discussion between the audience and the Commission ensues.

Commissioner Oldenburg expresses opposition to the resolution. It would place the ANC on record as supporting very specific language in the absence of enough data.

Commissioner Loots agrees that the status quo is broken but is not prepared to support a specific statutory remedy for a broad problem.

Commissioner Hoskins expresses deep concern about the status quo and adopts the position of Commissioner Oldenburg.

Commissioner Samolyk voices support for Commissioner Krepp's resolution as a way to 'get the ball rolling' on reform. Notes that the danger of inaction may be greater than the danger of action.

Commissioner Grace expresses support for the aims of Commissioner Krepp's resolution but has procedural concerns. Grace notes a commitment to YRA reform hearings from members of the DC Council.

Commissioner Ridge voices support for Krepp's resolution and notes that her proposal is narrow, thoughtful, and well-drafted.

9:44

Commissioner Samolyk moves to adopt Krepp's resolution. Krepp seconds the motion.

Commissioner Jayraman proposes an amendment in form of a substitute, circulated prior to the meeting.

Commissioner Oldenburg seconds the amendment.

Commissioner Krepp opposes the amendment as insufficiently forceful. Commissioner Oldenburg counters that the amendment merely omits the specific remedy Krepp proposes. Commissioner Loots expresses support for the amendment. Commissioner Hoskins notes that the proposed language references a list of violent crimes defined elsewhere, noting further that this list contains entries that might not be considered violent by all.

A parliamentary discussion takes place about the nature of amendments. Commissioner Jayraman's amendment is withdrawn.

By a result of 3/5/1, the motion to adopt Commissioner Krepp's resolution fails.

Commissioner Jayraman now offers his amendment as a standalone motion. Commissioner Oldenburg seconds.

Commissioner Samolyk offers a friendly amendment to replace 'concern' with 'deeply concerned'. Jayraman accepts.

A vote to attach Krepp's proposed change to the YRA as an attachment to an ANC letter fails with a result of 4/5/0.

Commissioner Jayraman's motion passes 7/0/2.

Outreach & Constituent Services Task Force Report

10:09 PM

Commissioner Samolyk dispenses with the reading of the OCS report

Financial

Treasurer's report:

Commissioner Hagedorn seconds the Treasurer's report. It is accepted with a vote of 8/0/0 with Commissioner Krepp out of the room.

Eastern Market Community Advisory Committee Report

The EMCAC did not meet in December

Hine Community Advisory Committee Report

Commissioner Hagedorn, HCAC Chair, dispenses with the reading of the Hine report.

ANC 6B Contract for Hiring of Administrative Assistance [executive session]

The Commission switches to executive session to discuss the engagement of an administrative assistant. The Commission moves to execute a contract with Norise Malvey with a vote of 9/0/0

Adjournment

Commissioner Oldenburg adjourns the meeting. The next meeting of ANC 6B will be 14 Feb 2017 at the Hill Center.