



GOVERNMENT OF THE DISTRICT OF COLUMBIA  
**Advisory Neighborhood Commission 2E**

**Regular Meeting Minutes**

Monday, July 1st, 2019; 6:30 p.m.

Georgetown Visitation School, Heritage Room – 1524 35th Street NW

**Call to Order**

Commissioner Rick Murphy called the meeting to order at 6:30 pm. Commissioners Kishan Putta (2E01), Joe Gibbons (2E02), Rick Murphy (2E03), Lisa Palmer (2E05), Gwendolyn Lohse (2E06), and Elizabeth Miller (2E07) were present.

**Approval of the Agenda**

Approval of the ANC's July 1st, 2019 Meeting Agenda

Chair Murphy moved to approve the ANC's July 1st, 2019 meeting agenda. Commissioner Palmer seconded the motion, which was voted on and passed (VOTES: 6-0-0).

Approval of the ANC's June 3rd, 2019 Meeting Minutes

Commissioner Gibbons moved to approve the ANC's June 3rd, 2019 meeting minutes. Commissioner Lohse seconded the motion, which was voted on and passed (VOTES: 6-0-0).

**Administrative**

Public Safety and Police Report

Lt. Dustin Bellavance, a representative for the Metropolitan Police Department's (MPD) Second District, gave an overview of the recent crime statistics for the neighborhood. He said that MPD has seen an increase in mopeds being stolen in the neighborhood, as well as an increase in thefts from vehicles. He said that MPD has deployed two additional mountain bike units in the neighborhood.

Commissioner Lohse gave an overview of the recent community event that MPD held at Thunder Burger. She said that the community appreciates MPD for its work on holding community events.

**Community Comment**

Update from the Mayor's Office

Amr Kotb, a Ward 2 representative for the Mayor's Office of Community Relations and Services (MOCRS), said that he has been in communication with Commissioner Miller regarding the proposed contract extension for Jelleff Field, as well as in communication with Commissioner Putta regarding several parking issues in Burleith. He said that he has also been working to address trash issues throughout the neighborhood.

Mr. Kotb said that he is researching the current situation regarding the large amount of empty storefronts in the neighborhood to see what assistance the Mayor's Office can provide.

### Update Regarding the Transfer of Ellington Field from the DC Public Schools to the Department of Parks and Recreation

Ely Ross, the Chief of Staff for the Department of Parks and Recreation (DPR), gave an overview of the current status of Ellington Field. He said that DPR values the input of the ANCs and apologizes for ANC 2E feeling like it has been left out of the decision making process. He said that DPR is in the process of transferring the field from DC Public Schools (DCPS) control to DPR control. He said that DPR's intention for the transfer is to better manage school, neighborhood, and public permitting access to the field. He said that no capital funds have been announced as part of the transfer and that DPR will engage with the community if and when capital funds are committed for the field.

Chair Murphy asked about the current status of the transfer. Mr. Ross said that the transfer is currently in process. He added that DPR will review any ANC resolution that it receives regarding the transfer.

Commissioner Gibbons asked about the timing of events that led to the transfer decision. Mr. Ross said that the internal conversations regarding the transfer began when he joined DPR in January. He said that DPR had discussed the transfer proposal with Councilmember Evans. He added that he will be able to provide the ANC with a copy of the memorandum of understanding (MOU) for the transfer.

Multiple commissioners and meeting attendees expressed concerns with the transfer and the way in which DPR had handled the matter.

### New Business

#### Consideration of a Resolution Regarding the Jelleff Field Contract

*Commissioner Palmer recused herself from voting on this matter.*

Commissioner Miller moved to adopt a proposed resolution regarding the matter. Chair Murphy seconded the motion, which was voted on and passed (VOTES: 5-0-0). The resolution reads as follows:

ANC 2E strongly supports the availability of public fields in Washington, DC and ensuring that those fields can be used by as many District residents, especially children, as possible. The neighborhood recognizes that safe and properly-scaled playing fields in Georgetown – and across the city – are limited and in high demand. Public and private schools and sports leagues often find it very difficult to find green space to practice field sports and host competitions. The purchase by the city of the Jelleff Boys & Girls Club property in Georgetown marked a significant effort by the DC Government to preserve this important facility as a green space dedicated to recreational use for the benefit of the community.

In late 2009, the Department of Parks and Recreation (DPR) entered into a Use Easement and Maintenance Agreement with a private school that gave the school the exclusive right to use

the Jelleff Recreation Center field during most of the highest demand hours in the late summer, spring, and fall.

Under the agreement, beginning on June 30th, 2019, the school has the right to request that DPR extend the exclusive use agreement for an additional nine years, ending on June 29, 2029. If the school makes such a request, DPR will be required to either consent to or deny the requested extension within thirty days.

ANC 2E thanks DPR for hosting a community meeting in May of 2019 to hear from interested parties about their needs. At this meeting the community expressed interest in understanding the criteria that DPR will use for evaluating how the Jelleff Recreation Center field can serve the greatest number of District children. The ANC asks that DPR make public the criteria that will drive its decision making. Should DPR need potential partner(s) to help fund expenses such as field renovation or maintenance or to prioritize the physical education of nearby schools, DPR should be clear to all interested parties.

At the time that the 2009 agreement was negotiated between DPR and the school, ANC 2E strongly objected to the lack of outreach from DPR and the absence of an opportunity for meaningful community involvement while these agreements were being considered. The ANC does not want to see that lack of transparent community involvement repeated in the current instance.

At this time, ANC 2E urges DPR to not extend the Use Easement and Maintenance Agreement in its current form.

ANC 2E also recommends that DPR continues with its current efforts to hold an open and transparent process about how the community can equitably share the Jelleff Recreation Center field, including during the most in-demand hours. The process should be multi-pronged and give all potential user groups – especially schools – an equal opportunity to both provide public input and respond to any partnership(s) sought by DPR. To date, ten schools (public and private) and the Boys & Girls Club have expressed interest in using the Jelleff field during the most in-demand hours.

Overall, transparency regarding use and maintenance of public fields is paramount given that demand in DC for such fields is greater than the supply. At the Jelleff Recreation Center community meeting DPR, for the first time, announced that they are looking into managing Duke Ellington Field, also located in ANC 2E. Subsequently, DPR confirmed this information. Neither the ANC nor neighborhood groups potentially impacted by this change have been contacted about this transfer from the DC Public Schools (DCPS) to DPR. The ANC urges DPR and DCPS to not move any farther toward establishing any new roles and operations regarding Duke Ellington Field until they publicly engage the community, including the Burleith Citizens Association and the Hillandale Homeowners Association, to hear input and ideas.

ANC 2E wants, and expects, to partner with DPR and DCPS regarding the community's needs. Both this request regarding transparency for public fields in the ANC, as well as the ANC's recent request to DCPS to hold off on leasing Ward 2 and Ward 3 school properties until documented capacity issues are addressed, reiterate the ANC's overarching belief that

ANCs and the community should be asked to participate in how current DC assets can best address the physical and academic education of DC residents.

Given that ANC 2E's next public meeting will not take place until September 3rd, 2019, ANC 2E appoints Commissioners Elizabeth Miller, Joe Gibbons, and Kishan Putta as its representatives to interact with DPR, DCPS, and such other agencies or officials as may be appropriate with respect to the matters addressed in this resolution.

### **Community Comment (Continued)**

#### **Update from the District Department of Transportation Regarding Various Matters in the Neighborhood**

Brant Miller, a Program Analyst for the District Department of Transportation (DDOT), said that the agency has been reviewing and responding to the recent DDOT resolutions that the ANC has passed. He said that he is working to schedule DDOT Director Jeff Marootian to attend an upcoming ANC meeting.

Commissioner Palmer presented Mr. Miller with a stack of recent ANC resolutions that were sent to DDOT that the ANC would like to receive an update on.

The commissioners shared concerns regarding the synchronization of traffic signals along Reservoir Road NW, sidewalk repairs, and scooter use with Mr. Miller.

#### **Update from Councilmember Jack Evans' Office**

Ruth Werner, a Ward 2 representative for Councilmember Jack Evans' Office, said that the DC Council's summer recess begins on July 15th and continues until September 15th. She gave an overview of the upcoming Ward 2 night at Shakespeare Theatre on Wednesday, July 10th at 7:30 pm; Ward 2 night at Nationals Park on Wednesday, July 24th at 7:05 pm; and Ward 2 day at the National Building Museum for the "Lawn" installation on Tuesday, July 30th from 9:00 to 11:00 am. She said that tickets for all of the events can be obtained by calling Councilmember Evans' Office.

Commissioner Gibbons asked about Councilmember Evans' position regarding the transfer of Ellington Field from DCPS to DPR control. Ms. Werner said that she believes that Councilmember Evans will support whatever the community wants regarding the matter.

Commissioner Miller asked if Councilmember Evans' supports the proposed extension of the Maret School's contract for Jelleff Field. Ms. Werner said that she believes that Councilmember Evans supports the contract extension.

#### **Update Regarding the Hyde-Addison Elementary School Modernization Project**

Amanda Ou, a Facility Management Specialist for the DC Public Schools (DCPS), said that playground and landscaping work is currently taking place as part of the Hyde-Addison Elementary School modernization project. She said that the project will be substantially complete by the end of July.

Ms. Ou gave a visual presentation regarding project work that is currently taking place. She showed some of the artwork and interior finishes that are being added to the building. She said that the building will feature a green roof.

Ms. Ou said that school staff will begin moving into the new building on August 5th. She said that tours of the building for prospective parents will begin once the building receives its certificate of occupancy, which is targeted for the end of July.

#### Update from Georgetown Main Street

Hope Solomon, the President of Georgetown Main Street, gave an overview of the organization's recent awarding of grants for storefront facade improvements in Georgetown.

#### **New Business (Continued)**

#### Consideration of Resolution in Support of a Proposed Warming Waters Art Installation on the Wall of the C&O Canal Wall Near Fish Market Square

Commissioner Palmer moved to adopt a proposed resolution regarding the matter. Commissioner Putta seconded the motion, which was voted on and passed (VOTES: 6-0-0). The resolution reads as follows:

ANC 2E welcomes the opportunity to showcase public art in the Georgetown community, particularly art with a social context. As such, the ANC supports the temporary public art project, "WARMING WATERS." The ANC understands that Ms. Bose provided written notice of the ANC's meeting to the surrounding community and has presented this project to the ANC as well as to neighbors in the area.

Based on the presentation made during ANC 2E's meeting on July 1, 2019, the ANC is pleased to provide this letter of support for the art proposal before the DC Commission on the Arts and Humanities (DCCA), which involves temporary fabric and video installations on the water, land, and walls along the C&O Canal near the Potomac Street Bridge and Fish Market Square. The ANC understands that community members will be engaged in some of the development of this project and may even be paid for their time.

The ANC encourages Ms. Bose to continue reaching out to the closest neighbors of where the exhibit will be located in an attempt to ensure that the installation will not interfere with neighbors' enjoyment of their homes and the ANC hopes to work closely with Ms. Bose in creating an innovative and enjoyable experience for all.

ANC 2E encourages DCCA to support this exciting project and the ANC looks forward to working with the artist and seeing the project realized next year should the support be granted.

#### Consideration of Resolution Regarding the Proposed Temporary Closure of Cady's Alley NW

Commissioner Palmer moved to adopt a proposed resolution regarding the matter. Commissioner Putta seconded the motion, which was voted on and passed (VOTES: 6-0-0). The resolution reads as follows:

ANC 2E welcomes the temporary closure of Cady's Alley NW to vehicular traffic as a test to determine if this could or should be closed to vehicular traffic moving forward. Please find below a list of concerns that the ANC would like to see addressed, though, before such closures are enacted:

- The ANC would like to ensure that emergency vehicles and delivery trucks can reach their intended destinations during this closure and notes that the applicant has confirmed that the closure will be actively managed, providing access to such vehicles as necessary.
- The ANC notes that 35th Street at M Street NW experiences significant traffic, particularly on weekends, as people leave the city through the Key Bridge or Canal Road. As such, the ANC requests that the District Department of Transportation (DDOT) confirms that closing Cady's Alley NW does not cause any unintended consequences which worsen the existing poor traffic. Additionally, the ANC strongly recommends that DDOT ensures that all lights on M Street NW leading to the Key Bridge are synchronized as intended before this change in traffic is implemented. The ANC believes that the lights are currently out of synchronization.
- The ANC requests that a significant sign package be included as part of this temporary closure so that drivers are aware, before reaching 35th Street, that Cady's Alley NW may not be used as a cut through street. The ANC notes that 34th Street and Cady's Alley NW are the last blocks within Georgetown to turn around on before entering the Key Bridge and/or Canal Road and drivers seeking parking or visiting the commercial locations west of 35th Street at times use Cady's Alley NW as an opportunity to drive back into Georgetown if they are unable to find parking. The ANC recommends that such signs be installed east of Bank Alley NW at a minimum.
- Nonetheless, the ANC supports the general idea of developing pedestrian-friendly zones and believes that implementing this as a trial is a good first step in determining how this lovely nook in Georgetown can be best utilized.

#### Consideration of Resolution Regarding the Proposed Temporary curbFlow Installation on the 1000 Block of Wisconsin Avenue NW

Commissioner Palmer moved to adopt a proposed resolution regarding the matter. Commissioner Lohse seconded the motion, which was voted on and passed (VOTES: 6-0-0). The resolution reads as follows:

ANC 2E believes that there are significant loading and unloading needs on the 1000 block of Wisconsin Avenue NW. The ANC also believes that these needs are not currently supported through curbside management processes. As such, the ANC supports thinking creatively about the best ways to manage freight needs in the ANC 2E community. The ANC supports the temporary curbFlow installation on the 1000 block of Wisconsin Avenue NW with the following conditions:

- The ANC notes that commercial loading and unloading is not the only use of this block – rather, ride sharing companies are frequently picking up and dropping off

riders in this exact area. Furthermore, trolleys and Big Bus Tours use this area as places to pick up and drop off passengers. Finally, just north of this designated area is an entrance to the Georgetown Park garage which experiences significant usage, particularly on weekends. Between the 18-wheelers, box trucks, ride sharing companies, and buses and trolleys, vehicular traffic often comes to a grinding halt in this specific area and the neighborhood continues to experience altercations between vehicles and pedestrians in this area. The ANC encourages curbFlow to not only study this area in terms of commercial loading but to also incorporate a study of the other uses of this area on Wisconsin Avenue NW in its ultimate findings.

- The ANC requests the ability to quickly modify this installation should it become problematic, and furthermore the ANC requests that the study period last no longer than three months.
- The ANC requests access to the results of the study for future consideration of curbside management options in this area, whether it be utilizing curbFlow or some other type of management of this highly congested area.

#### Consideration of a Resolution Regarding the Traffic Impacts Resulting from MedStar Georgetown University Hospital's Ongoing Construction Project

*The Commission did not take any action regarding this matter.*

#### Consideration of a Resolution Regarding the Dangerous Crosswalk at the Intersection of Reservoir Road and 36th Street NW

Commissioner Gibbons moved to adopt a proposed resolution regarding the matter. Commissioner Palmer seconded the motion, which was voted on and passed (VOTES: 6-0-0). The resolution reads as follows:

WHEREAS, ANC 2E has been requesting that the District Department of Transportation (DDOT) improves pedestrian safety at the crosswalk at the intersection of Reservoir Road and 36th Street NW since March of 2018,

WHEREAS, the ANC has been receiving concerns from residents, the Duke Ellington School of the Arts, and the Washington International School regarding the crosswalk,

WHEREAS, the ANC received confirmation from DDOT about how dangerous this crosswalk is for pedestrians, with previous DDOT Chief Project Delivery Officer Sam Zimbabwe stating that "This is a challenging location, especially because of the rush hour parking restrictions that create the "multiple threat" risk at peak hours,"

WHEREAS, the ANC raised this issue during DDOT's last Georgetown Circulation Study meeting,

WHEREAS, the ANC raised this issue with current DDOT Program Analyst Brant Miller,

WHEREAS, the ANC filed, as requested, a 311 service request regarding this issue,

WHEREAS, the ANC's previous interactions with DDOT regarding this issue have not led to a solution, as this crosswalk is still very dangerous, and

WHEREAS, the ANC does not want to receive any more emails like the following: "Bottom line is that the cars do not stop for pedestrians. And in order to even try to cross the street, you have to step into the crosswalk so that the cars can even see you. I am entering my final trimester with our first child, and after almost witnessing my husband get hit by a car a few days ago, I can no longer stay silent. God forbid it's my child and me next time."

THEREFORE, BE IT RESOLVED that ANC 2E requests that DDOT takes all the necessary steps to provide a safe crosswalk at the intersection of Reservoir Road and 36th Street NW for the ANC 2E community.

#### Consideration of a Resolution Requesting the Repaving of Dent Place NW

Commissioner Gibbons moved to adopt a proposed resolution regarding the matter. Commissioner Palmer seconded the motion, which was voted on and passed (VOTES: 6-0-0). The resolution reads as follows:

WHEREAS, ANC 2E is very concerned about the poor roadway conditions of Dent Place, which runs from 33rd Street on the east to 35th Street NW on the west,

WHEREAS, the ANC places a high importance on Dent Place NW as it serves as a major two-way street for the community, serves the neighborhood's DC Fire and EMS Department station, and provides access to one of Georgetown's largest alleys,

WHEREAS, the ANC is very concerned about the recent conditions of Dent Place NW as it has been subject to numerous deeply-invasive infrastructure projects,

WHEREAS, the ANC believes that, in addition to the structural degradation of Dent Place NW, the infrastructure projects have made the street aesthetically non-conforming to the characteristics of Georgetown's National Historic Landmark status,

WHEREAS, the ANC has waited to request this District Department of Transportation (DDOT) inspection until all of the infrastructure work on the street has been completed, and

WHEREAS, Commissioner Joe Gibbons has submitted a 311 service request (#19-00271812) for Dent Place NW.

THEREFORE, BE IT RESOLVED that ANC 2E requests that the District Department of Transportation immediately inspects the condition of Dent Place NW and reports its findings to the ANC.

#### Consideration of a Resolution Requesting that the Department of Energy and Environment, the DC Office of the People's Counsel, DC Health, the DC Public Service Commission, and the Office of the Attorney General for the District of Columbia Review the Current Status of Small Cell and 5G in DC

Commissioner Gibbons moved to adopt a proposed resolution regarding the matter. Commissioner Lohse seconded the motion, which was voted on and passed (VOTES: 6-0-0). The resolution reads as follows:

WHEREAS, ANC 2E understand that the Federal Communications Commission (“FCC”), in its “Accelerating Wireless Broadband Deployment by Removing Barriers to Infrastructure” ruling, report, and order (“order”), seeks the increased use of high-bandwidth and low-latency applications and the growth of the Internet of Things (“IoT”), with the introduction and nationwide rollout of advanced wireless services of small cells and 5G,

WHEREAS, ANC 2E understands that the FCC order seeks to allow providers to deploy almost 1,000,000 neighborhood wireless small cell and 5G sites nationwide,

WHEREAS, ANC 2E understands that the FCC order seeks to urgently remove any barriers to such deployment, whether caused by federal law, FCC processes, local and state reviews, or otherwise,

WHEREAS, ANC 2E understands that the FCC order removes one such barrier by preempting the National Environmental Policy Act (“NEPA”) to the disadvantage of state and local municipalities,

WHEREAS, ANC 2E understands that under federal law, state and local governments have no authority to regulate potential health impacts of radiofrequency (“RF”) emissions from small cell and 5G wireless transmitters, and instead that responsibility lies solely with the FCC,

WHEREAS, ANC 2E understands that NEPA was created by Congress to protect state and local municipalities by demanding that the FCC conduct environmental analyses of the RF standards and emissions and potential small cell and 5G health and safety risks,

WHEREAS, ANC 2E understands that many other municipalities have filed federal lawsuits that are challenging the FCC order that has preempted NEPA,

WHEREAS, ANC 2E understands that the federal lawsuits were filed to protect the plaintiffs’ communities from the FCC’s existing RF exposure standards, which are now almost 25 years old,

WHEREAS, ANC 2E understands that the lawsuits were filed as the FCC order is speeding the widespread deployment of small cell and 5G transmitters without conducting any scientific studies to confirm whether the 25-year old RF standards will adequately protect public health and safety,

WHEREAS, ANC 2E understands that because the FCC order does not require the FCC to conduct any new scientific studies, the FCC has no knowledge that the RF health issue is not restricted to 5G. Rather, RF is a small cell concern, which is the foundation for IoT, and the health issues are primarily posed by the low- and mid-level radiation frequencies used for both 4G and 5G,

WHEREAS, ANC 2E understands that the FCC order denies that technology has changed in the last 25 years and will be exposing our nation to significant health and safety issues as the IoT requires extensive RF radiation and power emissions,

WHEREAS, ANC 2E understands that the District of Columbia must develop processes for providers to install wireless communications facilities, including small cells and 5G, on poles throughout the District in order to comply with the FCC order,

WHEREAS, ANC 2E understands that the District of Columbia needs to start this process through the District Department of Transportation's ("DDOT") Public Space Committee,

WHEREAS, ANC 2E understands that the Public Space Committee's commitment to this process is through the creation and implementation of the "Small Cell Design Guidelines," which require providers to file applications through DDOT's Transportation Online Permitting System ("TOPS") for permits which, when approved through TOPS, will result in the issuance of a permit to install small cells and 5G on poles,

WHEREAS, ANC 2E understands that the Small Cell Design Guidelines set forth requirements and specifications for the placement and design of small cell and 5G infrastructure within the District's public right of way ("ROW") to address engineering, safety, and aesthetic concerns,

WHEREAS, ANC 2E understands that the Public Space Committee has declared it has no jurisdiction or authority over the health and safety of small cell and 5G RF standards and radiation and power emissions and therefore there are potential small cell and 5G health and safety risks to our community,

WHEREAS, ANC 2E does not understand why the DC Government has not requested that the Department of Energy and Environment, the DC Office of the People's Counsel, DC Health, and the Public Service Commission of the District of Columbia study the environmental, health, and safety effects of small cell and 5G technology and report the findings to the public,

WHEREAS, ANC 2E does not understand why the Office of Attorney General for the District of Columbia has not joined existing lawsuits or filed a lawsuit to have a federal court declare that the FCC violated NEPA and to vacate and remand the FCC order for further agency proceedings.

WHEREAS, ANC 2E does not understand the reluctance of every DC Government agency to assert jurisdiction to protect our community,

WHEREAS, ANC 2E does not understand the reluctance of the DC Council to demand studies to determine the environmental, health, and safety effects of small cell and 5G technology and to report the findings to the public, and

WHEREAS, ANC 2E does not understand the reluctance of Mayor Bowser to demand studies to determine the environmental, health, and safety effects of small cell and 5G technology and to report the findings to the public.

THEREFORE, BE IT RESOLVED that ANC 2E requests that the entire DC Government urgently undertakes a full and comprehensive study of all the environmental, health, and safety effects of small cell and 5G technology to be installed, by the thousands, in our neighborhoods and makes the study findings public, as the failure to act now may result in problems for years to come.

Consideration of a Resolution Regarding the Georgetown BID's Application to be Renewed for an Additional Five-Year Term

Commissioner Palmer moved to adopt a proposed resolution regarding the matter. Commissioner Gibbons seconded the motion, which was voted on and passed (VOTES: 6-0-0). The resolution reads as follows:

ANC 2E – the ANC that covers the Georgetown commercial district – supports the Georgetown Business Improvement District's (BID) application to be renewed for an additional five-year term. The BID has a long history of working with the ANC on issues that are of mutual importance to the business and residential communities and developing innovative solutions for shared challenges. In this context, one of the ANC's commissioners serves on the BID's Board of Directors as an ex-officio member. The BID presents at many monthly ANC meetings over the course of the year and keeps neighborhood residents informed about upcoming activities so that the ANC can weigh in on community concerns.

The Georgetown BID provides trash removal, rat abatement, graffiti removal, and public space beautification to the neighborhood that help neighborhood residents as well as businesses. By example, the BID repairs and replaces sidewalks within its district within 48 hours of receiving a complaint whereas those areas which are outside of the BID's district can wait years before the District Department of Transportation (DDOT) is able to appropriately address similar sidewalk repairs. The BID also works in partnership with the ANC to resolve transportation issues, public space improvements, and storefront improvements. The ANC looks forward to continuing to work with the BID to address ongoing concerns regarding homelessness, vacancies, and public safety concerns. The BID has, and will continue to make, a positive contribution to the life and vitality of the Georgetown neighborhood and the ANC encourages the Department of Small and Local Business Development (DSLBD) to renew the organization for an additional five-year term.

Chair Murphy moved to adopt a second proposed resolution regarding the matter. Commissioner Palmer seconded the motion, which was voted on and passed (VOTES: 6-0-0).

ANC 2E is concerned about empty storefronts, homelessness, and crime, as well as what role the Georgetown BID can play in addressing these issues. Therefore, the ANC asks the Georgetown BID to return to the ANC by no later than the ANC's regular October 2019 meeting to give a presentation regarding the BID's work with respect to these issues.

**Alcoholic Beverage Control Board**

Application by Reren II for a New Retailer's Class "C" Restaurant License at 1073 Wisconsin Avenue NW

Commissioner Palmer moved to adopt a proposed resolution regarding the matter. Commissioner Putta seconded the motion, which was voted on and passed (VOTES: 6-0-0). The resolution reads as follows:

ANC 2E protests Reren II's application for a new Retailer's Class "C" Restaurant license at 1073 Wisconsin Avenue NW based on the adverse impact on the peace, order, and quiet of the neighborhood and agrees to drop such protest if and when an acceptable settlement agreement is signed by the applicant and ANC 2E.

ANC 2E authorizes Commissioners Lisa Palmer and Rick Murphy to sign a settlement agreement with the applicant. The ANC also authorizes Peter Sacco, the ANC's Executive Director, to represent the ANC at all related hearings regarding the application.

#### Request for Amendments to the Settlement Agreement for Chez Billy Sud at 1039 31st Street NW

Commissioner Palmer moved to adopt a proposed resolution regarding the matter. Commissioner Gibbons seconded the motion, which was voted on and passed (VOTES: 6-0-0). The resolution reads as follows:

ANC 2E authorizes Commissioner Lisa Palmer to negotiate and sign an amendment to the existing settlement agreement for Chez Billy Sud at 1039 31st Street NW.

#### Public Space Committee

#### Public Space Applications by the Georgetown BID for the Placement of a Parklet in Two Parking Spaces at 1050 Thomas Jefferson Street NW and the Placement of a Parklet in Two Parking Spaces at 3207 O Street NW

Commissioner Palmer moved to adopt a proposed resolution regarding the matter. Commissioner Gibbons seconded the motion, which was voted on and passed (VOTES: 6-0-0). The resolution reads as follows:

ANC 2E recognizes the interest in providing seating for residents and visitors alike along our streets so that people can enjoy our community and the products which our businesses sell to the community. As such, the ANC supports the public space applications by the Georgetown BID for the placement of a parklet in two parking spaces at 1050 Thomas Jefferson Street NW and a parklet in two parking spaces at 3207 O Street NW.

ANC 2E requests that the District Department of Transportation (DDOT) agrees to modify or remove such parklets should the parklets be used for overnight sleeping or should the parklets cause unintended consequences which negatively impact traffic circulation, safety, trash, or rodent infestation. Finally, the ANC notes that the parking spaces being utilized for these parklets are metered and not residential permit parking (RPP) spaces, and that the businesses in the area of these parklets have been consulted and support such installations.

#### Zoning

Board of Zoning Adjustment Application by Winsor Properties LLC for a Special Exception from the Lot Occupancy Requirements to Construct a Two-Story Rear Addition and a One-Story Side Addition to an Existing, Attached, Principal Dwelling Unit at 3011 P Street NW

Commissioner Lohse moved to adopt a proposed resolution regarding the matter. Commissioner Gibbons seconded the motion, which was voted on and passed (VOTES: 6-0-0). The resolution reads as follows:

ANC 2E has no comment regarding the Board of Zoning Adjustment application for 3011 P Street NW.

Board of Zoning Adjustment Application for a Special Exception from the Rear Addition Requirements to Construct a Two-Story Rear Addition to an Existing Semi-Detached Principal Dwelling Unit at 3414 Volta Place NW

Chair Murphy moved to adopt a proposed resolution regarding the matter. Commissioner Gibbons seconded the motion, which was voted on and passed (VOTES: 6-0-0). The resolution reads as follows:

ANC 2E has no comment regarding the Board of Zoning Adjustment application for 3414 Volta Place NW.

Board of Zoning Adjustment Application for an Area Variance from the Floor Area Ratio Requirements to Renovate Existing Commercial Retail Space and to Convert the Existing Residential Units into Office Space at 1353-1355 Wisconsin Avenue NW

Chair Murphy moved to adopt a proposed resolution regarding the matter. Commissioner Palmer seconded the motion, which was voted on and passed (VOTES: 6-0-0). The resolution reads as follows:

On July 1, 2019, ANC 2E held its regularly scheduled public meeting, which was properly noticed and attended by six commissioners, constituting a quorum. At that meeting, ANC 2E voted 6-0-0 in support of the above referenced application for a variance relief.

When the members of ANC 2E considered the pending application, they were already very familiar with the Applicant's plans to rehabilitate the two subject buildings, which are located in what could fairly be described as a blighted block in the heart of Georgetown's commercial core. The Applicant has worked with the ANC and the community throughout the planning of this project, including the historic preservation concept review. ANC 2E fully supports the proposed development, including conversion of the property's third floor from residential to office use. Rehabilitation of the two buildings would be an important first step in the renewal of the Wisconsin Avenue corridor in our community.

Given the unique characteristics of the property — including, the small, constrained floor plates, the narrow structures, the pre-existing historic fabric of the two rowhouses, the existing commercial uses, low degree of efficiency, and the vacant and deficient residential space within the property – the property easily meets the exceptional condition criterion of the variance test. Further, given such characteristics, there would be a practical difficulty if the variance were not approved. Providing residential use on the third floor of the project will

result in less desirable rentable areas for office tenants, likely restricting the ability for the owner to find an office tenant, along with creating operational challenges that will further degrade the space, such as shared or duplicative access, and security issues. In addition, strict compliance would strain the project's efficiency (which is already low due to the property's historic fabric) as the result of elements such as introducing multiple access points and hallways, duplicative systems and other similar site challenges. Further, any residential units on the third floor would not be desirable due to tight configurations and diminished light and air.

Opportunities such as this for additional commercial, specifically office, use on underutilized property along the Wisconsin Avenue corridor, particularly at its southern end, are welcome additions to the area. The ANC recognizes the importance of bringing an office use to this location, including the third floor of the property, in order to enhance the mixed use nature of the neighborhood. Importantly, the office use as proposed will stimulate additional daytime foot traffic along the corridor. This is a key goal for the ANC; the number of vacant buildings along this stretch of Wisconsin Avenue is perhaps the most critical problem we currently face. For too long this corridor has suffered from a lack of investment, in part due to a loss of daytime pedestrian activity. That being the case, the ANC supports office instead of other uses for the second and third floors of this property.

Furthermore, we note that there is ample existing residential space and new residential space being built in the immediate vicinity of the project. In fact, the applicant itself included new residential units in an MU-4 building immediately to the south of the subject building.

For all of these reasons, ANC 2E supports the application for variance relief and urges the Board to approve the application.

Board of Zoning Adjustment Application by the Rosewood Washington, DC Hotel for a Special Exception from the Minimum Parking Requirements to Renovate an Existing Hotel at 1050 31st Street NW

Commissioner Palmer moved to adopt a proposed resolution regarding the matter. Chair Murphy seconded the motion, which was voted on and passed (VOTES: 6-0-0). The resolution reads as follows:

ANC 2E supports the application by the Rosewood Hotel for a special exception from the minimum parking requirements to renovate an existing hotel provided that the following are true:

1. The Rosewood Hotel will have a fully executed agreement with a parking garage located on Lot 842 in Square 1190 to accommodate all excess parking needs. Considering the near constant congestion on 31st Street NW where the hotel is located, ANC 2E requests that at no time will automobiles serving hotel guests be valet parked on neighborhood streets, nor, more importantly, will they be double parked on neighborhood streets and idling, waiting for the valet parkers to remove the vehicles to the parking lot noted previously.
2. Should the agreement with the parking garage located on Lot 842 in Square 1190 terminate for any reason, the Rosewood Hotel will immediately secure parking spaces

at another nearby parking garage so that the hotel has at all times access to 20 parking spots in total between the hotel and the parking garage. Again, at no time will the hotel use neighborhood streets for valet parking.

3. At no time will the Rosewood Hotel utilize the area between the curb cut and the garage entrance to store, even temporarily, vehicles. ANC 2E expects that the area in front of the hotel, including the garage, will be fully accessible to pedestrians at all time.

ANC 2E very much looks forward to the reopening of the Rosewood Hotel.

Board of Zoning Adjustment Application for Special Exceptions from the Lot Occupancy Requirements and from the Nonconforming Structure Requirements to Construct a Rear Addition to an Existing Attached Principal Dwelling Unit at 1511 33rd Street NW

Chair Murphy moved to adopt a proposed resolution regarding the matter. Commissioner Palmer seconded the motion, which was voted on and passed (VOTES: 6-0-0). The resolution reads as follows:

ANC 2E has no comment regarding the Board of Zoning Adjustment application for 1511 33rd Street NW.

Board of Zoning Adjustment Application for a Special Exception under the Accessory Apartment Regulations to Add an Accessory Apartment to an Existing Semi-Detached Principal Dwelling Unit at 3018 P Street NW

Commissioner Lohse moved to adopt a proposed resolution regarding the matter. Commissioner Gibbons seconded the motion, which was voted on and passed (VOTES: 6-0-0). The resolution reads as follows:

ANC 2E understands that the application is seeking Board of Zoning Adjustment (BZA) approval for an accessory apartment to a semi-detached principal dwelling. It is common for Georgetown homeowners to seek the ability to have such an accessory apartment. The majority, like this one, are basement level.

Although ANC 2E does not have comment on this BZA application itself, the ANC would like to reiterate that this property can be zoned for an accessory apartment, however it cannot be licensed or permitted by the Department of Consumer and Regulatory Affairs (DCRA) to be an accessory apartment until DCRA inspects and approves the accessory apartment and such a license should only be sought by the owner when and if the principal dwelling becomes occupied by the owner.

**Old Georgetown Board**

SMD 2E03 - OG 19-223 (HPA 19-426) 3428 O Street, NW

Chair Murphy moved to adopt a proposed resolution regarding the matter. Commissioner Gibbons seconded the motion, which was voted on and passed (VOTES: 6-0-0). The resolution reads as follows:

ANC 2E has no comment regarding this permit application.

SMD 2E03 - OG 19-216 (HPA 19-419) 3415 P Street, NW

Chair Murphy moved to adopt a proposed resolution regarding the matter. Commissioner Gibbons seconded the motion, which was voted on and passed (VOTES: 6-0-0). The resolution reads as follows:

ANC 2E has no comment regarding this permit application.

SMD 2E05 - OG 19-220 (HPA 19-423) 1029 31st Street, NW

Commissioner Palmer moved to adopt a proposed resolution regarding the matter. Commissioner Gibbons seconded the motion, which was voted on and passed (VOTES: 6-0-0). The resolution reads as follows:

ANC 2E notes concerns about the proposed decks on the back of 1029 31st Street NW. The pictures that the ANC has seen do not fully explain if people standing on the decks will be able to see into neighbors' yards, although the ANC does note the commercial use of many of the townhomes abutting 1029 31st Street NW. The ANC suggests that the Old Georgetown Board considers this potential issue as it contemplates the concept design put forward in this application.

SMD 2E05 - SMD 2E05 - OG 19-131 (HPA 19-262) 1070 Wisconsin Avenue, NW

Commissioner Palmer moved to adopt a proposed resolution regarding the matter. Chair Murphy seconded the motion, which was voted on and passed (VOTES: 6-0-0). The resolution reads as follows:

ANC 2E notes that businesses below grade in the historic district contribute greatly to the notion that Georgetown is interesting in part due to the off-the-beaten-track commercial properties. This is certainly the case for Church Hall located at 1070 Wisconsin Avenue NW. However, because this business is below grade, it can be difficult for customers to locate it, and certainly almost impossible for customers to spontaneously find it.

As such, ANC 2E asks the Old Georgetown Board to swiftly approve a sign package for this business that will allow it to expeditiously attract customers to this unique and hidden bar and restaurant. The ANC further notes that similar signage has been installed, independent of the larger development, on Grace Street NW.

SMD 2E06 - OG 19-232 (HPA 19-435) 1414 30th Street, NW

Commissioner Lohse moved to adopt a proposed resolution regarding the matter. Commissioner Gibbons seconded the motion, which was voted on and passed (VOTES: 6-0-0). The resolution reads as follows:

ANC 2E encourages the owner and the neighbors to meet in order to discuss the project and for the applicant to return to the ANC once there is a resolution among the parties.

SMD 2E06 - OG 19-231 (HPA 19-434) 3017 P Street, NW

*The Commission did not take any action regarding this matter.*

**Adjournment**

Chair Murphy adjourned the meeting at 10:22 pm.