

**Minutes for the Meeting of
Advisory Neighborhood Commission 2E**

October 4, 2010
Georgetown Visitation School, 35th and Volta Place, Heritage Room

The meeting was called to order at 6:35 p.m. by Commissioner Lewis, Chair, with Commissioners Solomon, Lewis, Golds, Birch, and Eason present, constituting a quorum.

Administrative

Approval of October 4 Agenda

The agenda for the October 4 ANC 2E public meeting was approved on a motion by Commissioner Solomon (Commissioner Birch seconded) by a vote of 5-0, with one amendment altering the order of the agenda made by Commissioner Lewis, the removal of three OGB items by Commissioner Lewis without objection, the removal of the Circulator Stop at Wisconsin and R Streets from New Business and the removal of Lapis from the ABC agenda without objection.

Approval of August 30 Meeting Minutes

The minutes for the meeting of ANC 2E held on August 30, 2010 were approved on a motion by Commissioner Solomon (Commissioner Birch seconded) by a vote of 5-0.

Public Safety and Police Report

Lieutenant Hedgecock reported on public safety matters in the community, noting that there has been a spike in crime lately in Georgetown, including a large increase in robberies during weekend nights including multiple iPhone robberies and an armored car robbery. There has also been a slight increase in burglaries as well including one on the 3600 block of T Street in middle of day through open window as well as several thefts on campus. MPD will be increasing efforts by re-engineering patrols and adding plain-clothed police officers.

Financial Report and FY2011 Budget for ANC 2E

Commissioner Birch moved to adopt the FY2011 Budget (Commissioner Eason seconded), which passed by a vote of 5-0.

Commissioner Skelsey joined the meeting at this point.

Commissioner Lewis made the following resolution (Commissioner Birch seconded) to increase the annual salary of ANC 2E's executive director, which passed by a vote of 6-0:

ANC 2E approves effective as of October 1, 2010 a salary for Ms. Melanie Gisler, Executive Director of the Commission, a half-time position of at-will employment, of \$1,250 per month payable monthly in arrears, and a maximum of \$15,000 for such salary payments in any twelve-month period.

Transportation Report

Commissioners Lewis reported on transportation matters in the community, including the now-operating left-turn arrow at Wisconsin Avenue and M Street. The renovation of O Street and P Street is making progress and major construction will begin soon, most likely November, beginning near 36th Street. There will be a meeting in the next few weeks about this project.

Standing Resolution authorizing ANC 2E Commissioners and others to represent ANC 2E in hearings, etc.

Commissioner Lewis spoke about the context for this resolution, noting the time constraints placed on individual commissioners during the week. After a brief discussion, Commissioner Lewis moved (Commissioner Eason seconded) to adopt the following resolution, which passed by a vote of 6-0:

Be it Resolved by Advisory Neighborhood Commission 2E, that whenever a resolution or recommendation is adopted by the Commission that relates to a particular matter that is or will be before an agency, entity or instrumentality of the District of Columbia Government or of the United States Government, any Commissioner, or any one or more of them, or any successor thereto, who in each case has voted in favor of the resolution or recommendation so adopted, may represent the Commission before such agency, entity or instrumentality with respect to such matter. Further, any such Commissioner, with the approval of the Chair or in the Chair's absence, the Vice Chair, of the Commission, may authorize any other person to represent, assist in representing, or temporarily represent the Commission, in each case on a pro bono basis without fee, before such agency, entity or instrumentality with respect to such matter.

New ANC 2E Office E-mail

Commissioner Lewis announced that the new e-mail address for the ANC 2E office will be anc2e@dc.gov.

Community Comment

Patrick Clawson spoke about the installation of solar panels in Georgetown, including an event on October 10 from 10 am to 3pm at his home. Ruth Werner from Councilmember Evans' office reminded the community of the Councilmember's birthday party on October 27 and the upcoming Ward 2 town hall. Jennifer Altemus from CAG reminded the community about the October 15 Georgetown Gala and the October 23 Georgetown clean-up. Jeanne Lord from Georgetown University introduced the University's new community advisors. Commissioner Solomon reminded the community of the Taste of Georgetown this coming

Saturday. Representatives from Mask and Bauble invited the community to a neighbor's night matinee performance of their fall play on October 17.

Fred Moosally (Director of ABRA) spoke about the seven new alcoholic beverage licenses in Georgetown, including a new applicant at the corner of Wisconsin Avenue NW and K Street NW.

ANC candidates Jeffrey Jones (single-member district 2E-03) and Jake Sticka (single-member district 2E-04) introduced themselves to the community.

New Business

Special Olympics and Best Buddies Bike Route—October 23, 2010

A representative (Julie Hanson) from the Special Olympics and Best Buddies Bike Route spoke about this year's event, including the route and street closures for the bike route. After discussion by commissioners and community members focusing on the possible street closures within ANC 2E, Commissioner Lewis made the following motion (Commissioner Eason seconded), which passed by a vote of 6-0, with an amendment by Commissioner Birch:

ANC 2E regrets that we were not notified or involved of the proposed event or its route until the last minute, and even then, the details appear to be uncertain. The proliferation of events on the Georgetown streets has caused traffic difficulties throughout the year and we are concerned about the possibility of that happening during this event. We cannot take a position on this event due to the lateness of the notice and the uncertainties surrounding the route.

Georgetown University application for the issuance of tax-exempt revenue bonds:

Linda Greenan from Georgetown University spoke about the nature and purpose of the bonds. Discussion focused on the purpose and nature of the bonds. The Council Committee on Finance and Revenue will hold a roundtable on the bonds at 10 am on Thursday morning. Commissioner Lewis reported that District of Columbia officials have advised that: this is a federal program to make tax-exempt bonds available to nonprofit organizations; the action by the D.C. government is purely administrative and does not involve any judgment by the D.C. government as to the merits of the projects proposed to be supported or alternative projects; the bond resolution is written by the entity requesting the bond in order to comply with federal specifications; and the D.C. government has no discretion to qualify or deny a project, but must approve it as presented. In response to questions from Commissioner Lewis, Ms. Greenan clarified that: there is no relation between these revenue bonds and the upcoming Zoning Commission review of GU's 10-year campus plan; the requested bonds will not adversely affect in any way the university's ability to finance whatever might come out of the campus-plan review process; and with regard to the use of the bond proceeds in the area of west Georgetown outside the campus gates, property improvements would benefit any and all future uses of the property. Commissioner Lewis suggested, without objection, that because there is no discretion in issuing these bonds, no resolution should be proposed or adopted related to this item.

Zoning and Planning

1440 Wisconsin Avenue, NW, Nabeel Audeh, BZA Application No. 18101, Application for a variance from the floor area ratio requirements and nonconforming structure requirements to expand an existing restaurant to all floors, (Hearing date Oct. 9):

A representative from the property presented plans to expand an existing restaurant to additional floors in the existing building, noting that the issues surrounding sound and trash removal have been worked on, but not to the satisfaction of neighbors. Neighbors described their concerns about the project. After discussion by commissioners and community members, Commissioner Skelsey made the following motion (Commissioner Birch seconded), which passed by a vote of 6-0:

ANC 2E regretfully objects to the application for a variance as proposed due to the adverse impacts on the adjacent neighbors, specifically regarding sound transmission and trash and waste removal. We regret that the neighbors were not able to reach an agreement despite good faith efforts and we recognize that this is because the issues are genuine and appear not to be successfully bridged at this time.

1671 31st Street, NW, Scott and Ellen Dreyer, BZA Application No. 18129, Application for a special exception to allow an addition to an accessory garage serving an existing one-family dwelling, not meeting the lot width, lot occupancy and side yard requirements (Hearing date Nov. 9):

Representatives from the property presented plans to add to an accessory garage. After discussion by commissioners and community members, Commissioner Eason made the following motion (Commissioner Birch seconded), which passed by a vote of 5-0 (Commissioner Solomon out of the room):

ANC 2E does not object to the special exceptions for lot width, lot occupancy, and side yard requirements as requested because we do not believe there is any adverse impact on neighbors and the community. To the extent that these are pre-existing issues, they conform to the other nearby properties, and the loss of open space is minimal.

Old Georgetown Board

Commissioner Lewis recused himself from the consideration and vote of all of the following items relating to the Old Georgetown Board on the ANC 2E agenda for this meeting. Commissioner Birch chaired the meeting for consideration of the following OGB-related matters.

Regular Calendar

Public Projects

Old Georgetown Historic District Tree Fences, OG 10-255 (HPA 10-459), DC Urban Forestry/Citizens Association of Georgetown, Standards for fencing around tree beds in various sites, permit:

Representatives from Trees for Georgetown, DC Urban Forestry and Casey Trees spoke about the new tree fence design and the reasoning for the larger fences. After discussion by Commissioners and community members, Commissioner Birch made the following motion (Commissioner Solomon seconded) which passed by a vote of 5-0:

ANC 2E appreciates the contributions of Citizens Association of Georgetown's Trees for Georgetown, DC Urban Forestry Administration and Casey Trees in beautifying our streets and improving the tree canopy in Georgetown. We have no objection to the development of fences around tree boxes in order to protect newly planted trees. Given that, we ask that the Old Georgetown Board consider approving a menu of various fence designs to contribute better to variety which is so much a part of Georgetown's aesthetic and historic development and that the Old Georgetown Board also consider whether a height of the fencing less than eighteen inches will be as effective.

1644 31st Street, NW, OG 10-054 (HPA 10-106), Tudor Place, Draft master preservation plan, Concept

Representatives from Tudor Place spoke about their draft master preservation plan, including upcoming on-site tours.

Representatives of a number of neighbors spoke against the plan based on the plan's effect on the nearby neighbors and offered an alternative to the plan that is acceptable to the neighborhood. A CAG representative presented a resolution passed by their Board expressing concerns with the current plan.

After discussion by Commissioners and community members which focused on the specifics of the plan and their potential impact on the adjoining neighbors, Commissioner Eason made the following motion (Commissioner Birch seconded) which passed by a vote of 5-0:

Resolved, by Advisory Neighborhood Commissioner 2E:

1. The Commission applauds the Tudor Place Foundation, its Board of Directors, staff and consultants, for their commitment to fulfilling their fiduciary duties to preserve and secure the National Historic Landmark Tudor Place house and site, and the archival materials and rare books, objects and furnishings collections. Tudor Place is a national treasure with local significance, which the Draft Master Preservation Plan appropriately addresses.
2. The Commission recognizes that any activity on the property, especially new construction, will have impacts on nearby residents. One of the goals in the process of developing a Master Preservation Plan is to attempt to minimize adverse impacts on the community while meeting the programmatic needs of Tudor Place.
3. The Commission recognizes the very substantial efforts by members of the community, organized as "Neighbors of Tudor Place," to offer alternative viewpoints on how best to accomplish the goals stated above. A number of such suggestions have been accepted by Tudor Place and incorporated into the current version of their draft Master Preservation Plan.
4. Tudor Place is now seeking input on the latest version of their draft Master Preservation Plan from a wider group of stakeholders, including the Commission, the Old Georgetown Board, and the National Park Service. Tudor Place is not seeking

- formal approval of their draft Plan, nor any permit. Indeed, the draft Plan does not include any design details which would be a prerequisite to issuance of any building permit.
5. The Commission thanks Tudor Place for providing us with a briefing on the current state of its planning, and the Neighbors of Tudor Place and others for their views thereon. We endorse the goals set forth in the draft Plan, and we encourage continued dialog between all stakeholders as the planning process moves forward.
 6. Copies of this resolution shall be sent to the Old Georgetown Board, the Historic Preservation Review Board, and the National Park Service.

Private Projects

1513 33rd Street, NW, OG 10-193 (HPA 10-334), Residence, Concept:

Representatives from the property spoke about alterations to the dormers, partial demolition and a three-story rear addition. After discussion by Commissioners and community members focusing on neighbor objections to the design, Commissioner Skelsey made the following motion (Commissioner Birch seconded) which passed by a vote of 5-0:

ANC 2E has no objection to the plans as proposed.

3268 P Street, NW, OG 10-277 (HPA 10-487), Residence, Permit:

Project moved to No Review without objection.

3277 M Street, NW, OG 10-252 (HPA 10-420), Retail Restaurant, Permit:

Representatives from Morso Express spoke about the three existing signs. After discussion by Commissioners and community members focusing on neighbor objections to the design, Commissioner Eason made the following motion (Commissioner Birch seconded) which passed by a vote of 4-0 (Commissioner Skelsey out of the room):

ANC 2E regrets that the applicant installed the signs without a permit and that they failed to appear before us to present their proposed design. We, therefore, object to the application as submitted.

3411 Prospect Street, NW, OG 10-230 (HPA 10-398), Residence, Concept:

Representatives from the property spoke about a two-story rear addition, side in-fill, and other alterations. After discussion by Commissioners and community members focusing on neighbor objections to the design, Commissioner Birch made the following motion (Commissioner Solomon seconded) which passed by a vote of 5-0:

ANC 2E appreciates the applicant's efforts to address the concerns of neighbors with the proposed addition and we ask the Old Georgetown Board to take into consideration the ways in which this proposal could have minimal impact on the adjoining properties.

1080 Wisconsin Avenue, NW, OG 10-202 (HPA 10-343), Georgetown Park Condominiums, Concept:

Representatives from the condominium spoke about the addition of twelve rooftop antennas. After discussion by Commissioners and community members focusing on neighbor objections to the design, Commissioner Birch made the following motion (Commissioner Solomon seconded) which passed by a vote of 4-0 (Commissioner Skelsey out of room):

ANC 2E has no objection to the placement of these antennas, flush with the building and made to blend in with the existing building.

ABC Issues

Application for License by “Brush and Blush,” 3210 Grace Street NW, to amend moratorium to add “DX License:”

Representatives from Brush and Blush asked ANC 2E to amend the moratorium to add a DX license. After discussion by commissioners and community members focusing on the limits and restrictions associated with a DX license, Commissioner Birch made the following motion (Commissioner Golds seconded), which passed by a vote of 6-0:

ANC 2E has no objection to the issuance of one DX license in the moratorium zone.

Commissioner Birch made the following motion (Commissioner Eason seconded) authorizing ANC 2E to enter into a voluntary agreement with Brush and Blush, should the DX license become available and be awarded to that establishment. The motion passed by a vote of 6-0:

ANC 2E contemplates that if a license becomes available, and “Brush and Blush” applies, ANC 2E is authorized to enter into a voluntary agreement with that applicant that includes the following principles:

Seating: 65 people

Hours: Sunday—Thursday 10AM-10PM; Friday—Saturday 10AM-11PM

Application for License by “Zenobia,” License No. ABRA-084003, 1025 31st Street NW, to approve voluntary agreement:

Representatives from Zenobia and CAG, along with ANC 2E described a possible voluntary agreement. After discussion by commissioners and community members, Commissioner Lewis made the following motion (Commissioner Birch seconded), which passed by a vote of 6-0:

ANC 2E authorizes Commissioners Birch and Starrels, or either of them, to negotiate a voluntary agreement with Zenobia that contains the following basic principles:

Hours: Indoors: Sunday—Thursday: no later than 1AM (2AM before federal holidays) and Friday—Saturday: no later than 2AM; Outdoors, including all

non-enclosed patio space: Sunday—Thursday no later than 10PM (12AM before federal holidays) and Friday—Saturday 12AM

Promotion: No Promoters

Seating: Maximum of 50 indoors and 49 patio/outdoors

Music: No music is to be audible outside of the enclosed premises, though some soft background recorded music is permitted indoors, and some acoustic music is allowed indoors during occasional special events

Application for license by “Hu’s Wear,” License No. ABRA-084908, 1132 29th Street NW, to approve voluntary agreement (roll call Oct. 12):

A representative from Hu’s Wear, CAG and ANC 2E presented a new voluntary agreement. After discussion by commissioners and community members, Commissioner Birch made the following motion (Commissioner Solomon seconded), which passed by a vote of 6-0:

ANC 2E approves the voluntary agreement as presented.

Application for substantial change to voluntary agreement by “Smith Point,” License No. ABRA – 060131, 1388 Wisconsin Avenue NW (petition Oct. 18):

Representatives from Smith Point spoke about their desire to change their existing voluntary agreement. After discussion by commissioners and community members, Commissioner Lewis made the following motion (Commissioner Eason seconded), which passed by a vote of 6-0:

ANC 2E protests the application for a substantial change based on issues of peace, order, quiet and effects on local traffic and pedestrians.

Application for license by “Come to Eat,” License No. ABRA-085370, 3222 O Street NW (petition Oct. 12):

A representative from Come to Eat spoke about their establishment and the need for a liquor license. After discussion by commissioners and community members, Commissioner Lewis made the following motion (Commissioner Eason seconded), which passed by a vote of 6-0:

ANC 2E protests the application for a substantial change based on issues of peace, order, quiet and effects on local traffic and pedestrians. In addition, we are concerned about the implications of an application by a property owner who does not yet know what establishment would be occupying the premises.

Application for license by “Malmaison,” License No. ABRA – 085367, 3401 K Street NW (petition Oct. 12):

Representatives from Malmaison spoke about their establishment and the need for a liquor license. After discussion by commissioners and community members, Commissioner Lewis made the following motion (Commissioner Birch seconded), which passed by a vote of 6-0:

ANC 2E protests the application for a license based on issues of peace, order, quiet and effects on local traffic and pedestrians.

Application for substantial change to license by “Bodega,” 3116 M Street NW:

A representative from Bodega spoke about their establishment and their desire to change their existing license. After discussion by commissioners and community members, Commissioner Birch made the following motion (Commissioner Solomon seconded), which passed by a vote of 6-0:

ANC 2E has no objection to the use of the summer garden at Bodega. And, furthermore, ANC 2E has no objection to allowing the establishment to open at 10AM.

At 11:10 p.m., with no further matters on the agenda, Commissioner Lewis moved (Commissioner Golds seconded) to adjourn this public session of ANC 2E. The motion passed unanimously.

Submitted for the approval of ANC 2E,

Aaron Golds
Secretary, ANC 2E