



GOVERNMENT OF THE DISTRICT OF COLUMBIA
Advisory Neighborhood Commission 2E

Regular Meeting Minutes

Wednesday, October 2nd, 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), Anna Landre (2E04), Lisa Palmer (2E05), Gwendolyn Lohse (2E06), Elizabeth Miller (2E07), and Matias Burdman (2E08) were present.

Approval of the Agenda

Approval of the ANC's October 2nd, 2019 Meeting Agenda

Chair Murphy moved to approve the ANC's October 2nd, 2019 meeting agenda. Commissioner Palmer seconded the motion, which was voted on and passed (VOTES: 6-0-0).

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

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

Administrative

Public Safety and Police Report

Captain Kelvin Cusick, a representative for the Metropolitan Police Department's (MPD) Second District, gave an overview of the recent crime statistics for the neighborhood.

Community Commendation

Community Commendation for the Metropolitan Police Department's Captain Kelvin Cusick

Chair Murphy presented a community commendation to the Metropolitan Police Department's Captain Kelvin Cusick.

Administrative (Continued)

Presentation by the DC Fire and EMS Department

Captain Robert Washington, a representative for Engine 5 of the DC Fire and EMS Department (FEMS), gave a presentation regarding the work of the department.

Community Comment

Update from the Mayor's Office

Nicole Goines, a Ward 2 representative for the Mayor's Office of Community Relations and Services (MOCRS), provided an update from the Mayor's Office.

Update from Councilmember Jack Evans' Office

Amorde Brabham, the Constituent Services Liaison for Councilmember Jack Evans' Office, gave an update from the Councilmember's office.

Upcoming Community Impact Statements

Commissioner Lohse moved to adopt a proposed resolution regarding the matter. Commissioner Palmer seconded the motion, which was voted on and passed (VOTES: 8-0-0). The resolution reads as follows:

ANC 2E supports the efforts of the Metropolitan Police Department and DC's Courts and prosecuting authorities to work together to protect the safety of our residents and the quality of life in our neighborhood. At times our community has been and will be uniquely and very significantly impacted by a crime. In such cases, the ANC may decide to submit a community impact statement describing the impact of the crime to our community, so that the sentencing of the criminal takes into account the impact the criminal had on our community. The impact to the community may be psychological and/or physical.

In July of 2019 a few ANC 2E Commissioners coordinated with the U.S. Attorney's Office for the District of Columbia to submit a psychologically-focused statement for a criminal who attempted, but failed, to kidnap a child in Georgetown. This criminal had outstanding arrest warrants in multiple other states. The community impact statement was read to the judge in the courtroom.

ANC 2E resolves that Commissioner Gwendolyn Lohse will coordinate the delivery of upcoming community impact statements on behalf of the ANC. Depending on the timing of the relevant sentencing dates, such ANC statements may be shared with the public at the ANC's public meeting before or after the criminal sentencing.

Presentation by the Department of General Services Regarding the Closure of Dean & DeLuca at 3276 M Street NW

Ikeogu Imo, the Director of Portfolio for the Department of General Services (DGS), gave a presentation regarding the closure of Dean & DeLuca at 3276 M Street NW.

Update from Georgetown Main Street

Rachel Shank, the Executive Director of Georgetown Main Street, gave an update from the organization.

Update from the Burleith Citizens Association

Eric Langenbacher, the President of the Burleith Citizens Association (BCA), gave an update from the organization.

Update from Washington Gas Regarding their Progress on the ANC's 2019 Gas Leak Recommendations Made to the DC Public Service Commission

John O'Brien, the Executive Vice President for Strategy and Public Affairs for Washington Gas, gave an update regarding the company's progress on the ANC's 2019 gas leak recommendations made to the DC Public Service Commission (PSC).

Presentation by the Georgetown BID Regarding Public Safety and Homeless Services

Joe Sternlieb, the CEO and President of the Georgetown BID, and John Wiebenson, the Operations Director for the Georgetown BID, gave a presentation regarding public safety and homeless services.

Report on the Recent District Department of Transportation Paving Project in the Neighborhood

Chair Murphy gave a report on the recent District Department of Transportation (DDOT) paving project in the neighborhood.

University Student Updates

Commissioners Anna Landre and Matias Burdman gave university student updates.

Announcement Regarding the Friends of Rose Park's Fall Celebration on October 10th, 2019

Commissioner Lohse gave an announcement regarding the Friends of Rose Park's Fall Celebration on October 10th, 2019.

New Business

Consideration of a Request for a District Department of Transportation Study of the Streetlights on South 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: 8-0-0). The resolution reads as follows:

ANC 2E notes that the Commission has seen an uptick in thefts from autos and other types of similar activity along the 3100 block of Water Street NW. The ANC also notes that there are only three streetlights, total, on this block - all located on the north side, although a parking lot also provides some additional light. There are no streetlights on the south side of the street. The ANC also notes that the sidewalks are particularly narrow in this area, making it difficult to install lights while also keeping the sidewalk reasonably passable by pedestrians.

Nonetheless, ANC 2E understands that the District Department of Transportation (DDOT) has developed standards for Recommended Average Maintained Illuminance for Sidewalks and uniformity ratios. As such, the ANC hereby requests that DDOT reviews this block to ensure that this standard of illumination is indeed being met. Should DDOT conclude that it

is not being met, the ANC requests that DDOT quickly implements a plan to bring the illumination of this block up to DDOT's recommended standards.

Consideration of MedStar Georgetown University Hospital's Proposal to Reinstate the Traffic Flow Strategy for the Hospital and Emergency Room Entrance

Commissioner Gibbons moved to adopt a proposed resolution regarding the matter. Commissioner Putta seconded the motion, which was voted on and passed (VOTES: 8-0-0). The resolution reads as follows:

ANC 2E supports MedStar Georgetown University Hospital's letter to the District Department of Transportation (DDOT), dated January 28, 2019, which is attached to this resolution.

This resolution is co-sponsored by the affected single member district Commissioners: Kishan Putta (2E01), Joe Gibbons (2E02), Anna Landre (2E04), and Matias Burdman (2E08).

Discussion Regarding the District Department of Transportation's Proposed Dockless Bike and Scooter Share 2020 Terms and Conditions

Commissioner Palmer moved to adopt a proposed resolution regarding the matter. Commissioner Gibbons seconded the motion, which was voted on and passed (VOTES: 8-0-0). The resolution reads as follows:

ANC 2E remains interested in improving accessibility of our community through a variety of innovative transportation methods, noting that our community is not accessible via Metrorail. As such, generally speaking, the ANC is highly supportive of efforts to improve access to dockless vehicles. Nonetheless, as the number of dockless vehicles have expanded both citywide and in our community, and we expect this expansion to continue based on the shared Terms and Conditions, we have noted serious issues with regards to public safety. As a side note, we recognize that roadway and sidewalk conditions vary from community to community across the District and our comments herein are based primarily on topics of concern within ANC 2E.

1. ANC 2E notes that, as a framework for these comments, the sidewalks in the ANC are generally narrower than in other parts of the city and, particularly along M Street and Wisconsin Avenue NW, with significant foot counts, leaving barely enough room for pedestrians. Additionally, many, if not most, of our sidewalks are brick – i.e. not a unitary surface – which makes for a particularly treacherous ride on wobbly vehicles. The ANC previously resolved that we do not support the use of motorized scooters, bicycles, or mopeds on our sidewalks and we continue to support this resolution. Relative to these Terms and Conditions, the ANC requests that this limitation be included in the document in question in those areas which detail where scooters are not permitted.
2. Article II lays out the responsibilities of permit holders. It is noted that should the District Department of Transportation (DDOT) deem that a permit holder has engaged in "good performance," DDOT may allow the permit holder to increase its total number of scooters available to consumers to up to 5,000 scooters. ANC 2E would

like to see more clarification as to what "good performance" means. Once again, while we support innovation in transportation solutions, we remain concerned about where the scooters are used and stored. Currently, scooters are stored in appropriate parking spaces as well as discarded in the C&O Canal, inside National Park Service property, blocking entrances to residential and commercial buildings and private driveways on our narrow sidewalks, and across sidewalks, making passage for pedestrians difficult and for wheelchair users, others with disabilities, and those pushing a stroller almost impossible.

3. We have serious concerns about doubling the number of scooters parked in our neighborhood should "good performance" not be specifically qualified, with metrics related to, but not limited to, parking of such vehicles. Furthermore, ANC 2E requests that rebalancing occur not only amongst all eight wards but also within individual wards themselves.
4. Article II, A9 mandates that permit holders shall inform users of applicable District laws and regulations. ANC 2E requests that these Terms and Conditions more specifically explain how such information is shared with consumers to ensure that consumers fully understand how scooters can and cannot be used. To date, we frequently see scooters being used contrary to DC laws and would like to better understand if usage of scooters in illegal manners is the responsibility of the permit holders or the consumers.
5. Also in Article II, A9, ANC 2E recommends that the first sentence be amended to include "permitted service area."
6. ANC 2E requests that reporting by permit holders be shared with ANCs citywide, including, but not limited to, details about crimes committed and crashes and fatalities involving permit holders' dockless vehicles, and that such information be segmented by ANC.
7. ANC 2E recommends adding to Article II, B1 "responsiveness to geofencing requirements".
8. Generally speaking, ANC 2E would like to see a full description of repercussions for not abiding by the parking requirements set forth in Article II, Section C. The ANC has general concerns about enforcement and believes that making clear how repercussions are structured is important moving forward. Furthermore, significant repercussions related to the distribution of dockless vehicles are specified in Article II, Section D but no such specificity is provided in Article II, Section C.
9. Regarding Section G, ANC 2E requests that noted reports, surveys, etc. be made available to the ANC at the ANCs request.
10. Finally, ANC 2E notes that standards for enforcement are not included in these Terms and Conditions. We do appreciate that this document may not in fact be the appropriate place to include enforcement mechanisms but the ANC remains concerned that there is no clear method for enforcement – i.e. who has the ability to ticket consumers

who use or store scooters contrary to the rules specified in the terms and conditions, are codes established already for such ticketing processes, etc.

ANC 2E notes that it has already issued two other resolutions related to dockless vehicles and we attach them to this resolution for reference. Finally, the ANC was frustrated by the short notice afforded to ANCs to respond to these Terms and Conditions, noting that ANCs city-wide received the draft Terms and Conditions on Monday, September 30 and ANC 2E's public meeting was scheduled for Wednesday, October 2, effectively allowing ANC 2E with only three days to respond. This is not ample time to properly review, consider, and solicit public feedback on these Terms and Conditions. We look forward to a response on both this resolution and those previously issued by ANC 2E dated September of 2019 and June of 2019 and will appreciate the opportunity to provide continued feedback on this exciting opportunity.

Public Space Committee

Public Space Application by MedStar Georgetown University Hospital for the Installation of Parking Restriction Signs at 3800 Reservoir Road NW

Commissioner Gibbons moved to adopt a proposed resolution regarding the matter. Commissioner Putta seconded the motion, which was voted on and passed (VOTES: 8-0-0). The resolution reads as follows:

ANC 2A supports MedStar Georgetown University Hospital's public space application for the installation of parking restriction signs at 3800 Reservoir Road NW.

This resolution is co-sponsored by the affected single member district Commissioners: Kishan Putta (2E01), Joe Gibbons (2E02), Anna Landre (2E04), and Matias Burdman (2E08).

Alcoholic Beverage Control Board

Application by The Candle Bar for a New Retailer's Class "CX" Multipurpose Facility License at 1065 Wisconsin Avenue NW

Commissioner Palmer moved to adopt a proposed resolution regarding the matter. Commissioner Landre seconded the motion, which was voted on and passed (VOTES: 7-0-0). The resolution reads as follows:

ANC 2E supports The Candle Bar's application for a new Retailer's Class "CX" Multipurpose Facility license at 1065 Wisconsin Avenue NW.

Zoning

Board of Zoning Adjustment Application for a Use Variance from the Use Permissions to Operate a Prepared Food Shop at 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 did not pass (VOTES: 2-6-0).

Commissioner Palmer moved to adopt a proposed resolution regarding the matter. Commissioner Miller seconded the motion, which was voted on and passed (VOTES: 6-2-0). The resolution reads as follows:

ANC 2E supports the Board of Zoning Adjustment application for a use variance from the use permissions to operate a prepared food shop at 3428 O Street NW.

Old Georgetown Board

SMD 2E03 - OG 19-284 (HPA 19-583) 1512 34th Street, NW

Chair Murphy moved to adopt a proposed resolution regarding the matter. Commissioner Lohse seconded the motion, which was voted on and passed (VOTES: 7-0-0). The resolution reads as follows:

ANC 2E considers this project to be substantially too large in that the addition would overwhelm the existing home, which is in violation of all historic preservation standards that the ANC is aware of. The ANC is also very concerned about the proposal to close off the side yard and attach the home to the adjacent neighbor to the north, covering over a side yard that has been in place for a substantial period of time.

ANC 2E is concerned about the precedent that this application might set for the rest of Georgetown. Thus, the ANC opposes this application

SMD 2E06 - OG 19-289 (HPA 19-588) 2908 O Street, NW

The Commission did not take any action regarding this matter.

Administrative (Continued)

Approval of the ANC's FY 2020 Budget

The Commissioners discussed the ANC's proposed FY 2020 budget.

Adjournment

Chair Murphy adjourned the meeting at 9:51 pm.