



GOVERNMENT OF THE DISTRICT OF COLUMBIA

## **Advisory Neighborhood Commission 2E**

### **Regular Meeting Minutes**

Monday, April 30th, 2018; 6:30 p.m.

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

### **Call to Order**

Chair Joe Gibbons called the meeting to order at 6:31 pm. Commissioners Ed Solomon (2E01), Joe Gibbons (2E02), Rick Murphy (2E03), Mara Goldman (2E04), Lisa Palmer (2E05), Jim Wilcox (2E06), Monica Roache (2E07), and Zac Schroepfer (2E08) were present.

### **Approval of the Agenda**

#### Approval of the ANC's April 30th, 2018 Meeting Agenda

Chair Gibbons moved to approve the ANC's April 30th, 2018 meeting agenda. Commissioner Wilcox seconded the motion, which was voted on and passed (VOTES: 7-0-0).

#### Approval of the ANC's April 2nd, 2018 Meeting Minutes

Chair Gibbons moved to approve the ANC's April 2nd, 2018 meeting minutes. Commissioner Schroepfer seconded the motion, which was voted on and passed (VOTES: 7-0-0).

### **Administrative**

#### Public Safety and Police Report

Commander Melvin Gresham and Captain Ashley Rosenthal, representatives for the Metropolitan Police Department's (MPD) Second District, were present. Captain Rosenthal introduced herself to meeting attendees as the new Captain for police service areas (PSAs) 206, 207, and 208. She gave an overview of the recent crime statistics for the neighborhood.

Lieutenant Jaron Hickman, the Lieutenant who oversees MPD's Sexual Assault Unit, gave an overview of MPD's work on recent sexual assault cases that occurred in the neighborhood.

Commissioner Solomon asked MPD to monitor cars that are speeding through the intersection of 35th Street and Reservoir Road NW.

Commissioner Palmer asked about how local residents should respond to ATVs that are speeding through the neighborhood. Commander Gresham said that local residents should call 9-1-1 if they see any ATVs traveling through the neighborhood. He said that MPD can send out a helicopter that can track the location of the ATVs.

#### Approval of the ANC's FY 2018 Quarter 2 Financial Report

Chair Gibbons moved to approve the ANC's FY 2018 Quarter 2 financial report. Commissioner Palmer seconded the motion, which was voted on and passed (VOTES: 8-0-0).

### **Community Comment**

#### **Presentation by Councilmember Jack Evans Regarding Ward 2 and Citywide Updates**

Councilmember Jack Evans gave an overview of the various hats he wears, including his roles as Ward 2 Councilmember, the Chair of the DC Council's Committee on Finance and Revenue, the Chair of the Washington Area Metropolitan Transit Authority (WMATA) Board of Directors, DC's Democratic National Committeeman, and the father of three children. He said that he has seen an enormous change in the city since 1991 when he first joined the DC Council. He gave an overview of the region's recent success in committing to a dedicated funding source for WMATA.

Councilmember Evans said that although the city is currently doing well, it still struggles with the same problems that many cities struggle with, including the need to improve schools, create affordable housing, address homelessness, and improve road conditions. He said that the future of the city is very bright, especially given all the development that is occurring across the city. He said that Washington continues to be a place where people want to move to.

Councilmember Evans said that the DC Council is currently in the middle of the process to pass DC's FY 2019 budget.

### **Public Space Committee**

#### **Public Space Application by the Georgetown BID for the Georgetown Gateways Project**

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

ANC 2E supports the Georgetown Business Improvement District's (BID) Georgetown Gateways Project to enhance the use and safety of public space at three gateway sites: (1) K Street NW, (2) the intersection of M Street and Pennsylvania Avenue NW, and (3) the intersection of the Key Bridge and M Street NW. ANC 2E has been an active participant in a community stakeholder process for the Gateways Project and appreciates the opportunity to collaborate with the BID, the Georgetown community, the DC Government, and the Federal Government.

ANC 2E is particularly supportive of interventions that enhance pedestrian safety and comfort through the use of crosswalks, lighting, and street trees at the K Street NW and the M Street and Pennsylvania Avenue NW gateway sites. At K Street NW, the existing conditions are often dark, unfriendly to pedestrians, and uninviting, and the Commission believes that the proposed concept designs will help improve these conditions. At M Street and Pennsylvania Avenue NW, the Commission believes that the new crosswalks connecting to the traffic island, and the improvements to the traffic island, will enhance

pedestrian circulation and provide a new, usable public space. At the Key Bridge and M Street NW, the Commission supports the use of the traffic island for a gateway element, provided that the proposed concept satisfies the District Department of Transportation's (DDOT) traffic safety requirements.

ANC 2E reserves the right to comment on signage and art prior to the Georgetown BID's submission of the Gateways Project to the Old Georgetown Board. The Commission appreciates DDOT's time and encourages the Public Space Committee to look favorably on the concept designs for the Georgetown Gateways Project.

### **Community Commendation**

#### **Community Commendation for Commissioner Mara Goldman**

Chair Gibbons moved to adopt a Community Commendation for Commissioner Goldman's service to the ANC. Commissioner Schroepfer seconded the motion, which was voted on and passed (VOTES: 8-0-0).

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

#### **Update from the Mayor's Office**

Richard Livingstone, a Ward 2 representative for the Mayor's Office of Community Relations and Services (MOCRS), commended Commissioner Goldman for her service to the ANC. He said that Mayor Bowser has designated May as innoMAYtion Month, which celebrates innovation in DC. He also encouraged local residents to patronize small businesses in the neighborhood as part of Small Business Week, which will take place during the first week of May.

#### **Update from the Department of Public Works**

Inspector Sonya Street, a Ward 2 Inspector for the Department of Public Works (DPW), said that DPW started a food waste program on January 1st. She said that, as part of the program, local residents can take food scraps to the Glover Park-Burleith Farmers Market on Saturdays and the Dupont Circle Farmers Market on Sundays for composting.

Inspector Street said that DPW's ground maintenance operations have begun for the season. She said that DPW will be cutting the grass on many public spaces, including medians. She encouraged local residents to call 3-1-1 if they see any grass on public spaces that needs to be cut.

Commissioner Murphy commended Inspector Street for her efforts to issue tickets to residents on the block of 33rd Street between M Street and Prospect Street NW who were leaving their trash cans out on public space.

#### **Update from the Citizens Association of Georgetown**

Pamela Moore, a representative for the Citizens Association of Georgetown (CAG), said that the organization will hold its annual meeting on Tuesday, May 22nd at 7:00 pm at the Dumbarton House, 2715 Q Street NW. She said that the meeting will include the annual election of officers and board members and the presentation of community awards.

#### Update from the Burleith Citizens Association

Eric Langenbacher, the President of the Burleith Citizens Association (BCA), said that the organization will be holding a series of meetings where BCA members will be able to vote on whether the organization should submit a historic designation application for the Burleith neighborhood.

Mr. Langenbacher said that BCA is working with the National Park Service (NPS) and DC Government agencies to address the homeless encampments located in the parks surrounding Burleith.

#### Update from the Georgetown BID

*There was no update regarding this matter.*

#### Update from the Georgetown Business Association

Hope Solomon, the President of the Georgetown Business Association (GBA), said that the organization's next meeting will take place on Wednesday, May 23rd at 6:30 pm at the City Tavern Club, 3206 M Street NW.

#### Update from Georgetown Main Street

*There was no update regarding this matter.*

#### Update from MedStar Georgetown University Hospital

*There was no update regarding this matter.*

#### Presentation by Crown Castle Regarding Proposed Small Cell Technology

Carly Didden, the Government Relations Manager for Crown Castle, gave an overview of the master license agreement that the company recently signed with the DC Government. She said that the agreement includes regulations on where and how the company's small cell technology can be installed across the city. She said that the company respects and appreciates the Georgetown community and its historic nature.

Ms. Didden said that Crown Castle has not yet filed any public space applications, and that the company wants the community's input before it does so. She said that small cell technology can improve cell service in the neighborhood, as well as provide better video quality for wireless security cameras in the neighborhood. She said that the company has been actively communicating with NPS, DC's Historic Preservation Office (HPO), the U.S. Commission of

Fine Arts (CFA), and DC's Office of the Chief Technology Officer (OCTO) regarding the small cell technology project.

Ms. Didden said that Crown Castle tries to use existing structures in the public right-of-way as much as possible when installing the small cells. She said that the company will be able to share the proposed small cell designs with the community once the project is further along.

Commissioner Murphy said that the diagrams for possible small cell designs included in the company's marketing materials are alarming.

Commissioner Roache said that she supports the small cell technology concept due to the need to improve cell service in the neighborhood, especially during emergency situations.

#### Presentation by Andrena Crockett Regarding the Georgetown African American Historic Walking Tour Project

Andrena Crockett, a representative for the Georgetown African American Historic Walking Tour Project, gave an update regarding the status of the project team's efforts to install historic site markers in the neighborhood. She said that the markers will serve as an immersion experience for visitors to better understand African American, Georgetown, DC, and United States history. She said that the basic design of the markers has already been approved by the Old Georgetown Board (OGB). She added that some individual markers will require separate OGB approvals due to the different designs that will be used for the individual markers.

Ms. Crockett said that the walking tour will be accompanied by a project website, which should launch in May. She said that there will also be a pamphlet and a smartphone app for the walking tour. She said that the project team is currently seeking grants to help pay for the project.

Chair Gibbons said that the ANC will be able to consider additional resolutions that would be sent to government agencies for specific marker requests that are brought in front of the ANC.

#### Announcement Regarding the District Department of Energy and Environment's New Shut the Front Door DC Campaign and Regulations

Chair Gibbons said that the District Department of Energy and Environment (DOEE) has been providing notice of a new DC Government regulation that went into effect in April. He said that the regulation requires all commercial property owners to keep their doors and windows closed when the air conditioning is running inside. He said that the DC Government will be walking around the neighborhood and will be issuing fines to businesses that do not comply with the regulation.

#### Announcement Regarding the DC Government's Bike Parking Regulations

Chair Gibbons gave an overview of the DC Government's bike parking regulations, which prohibit the locking of bikes to trees that are less than 10 inches in diameter. He added that the regulations also prohibit the parking of a bike in one location in public space for more than 12 hours at a time. He gave a visual presentation that included photos of improperly parking bikes in the neighborhood.

### Announcement Regarding the Raze Permit Application for 3601 M Street NW

Chair Gibbons said that a raze permit application has been filed for the gas station at 3601 M Street NW. He said that HPO reviews all raze permits to determine whether any historic preservation regulations apply.

### Announcement Regarding the District Department of Transportation's Recent Extension of the Dockless Bikeshare Demonstration Project

Chair Gibbons said that the District Department of Transportation (DDOT) has decided to extend the city's Dockless Bikeshare Demonstration Project until August of 2018. He said that DDOT currently allows each of the seven dockless bikeshare companies that are operating in DC to have up to 400 bikes placed across the city.

### **New Business**

### Consideration of a Resolution Regarding Public Safety and Traffic Mitigation During Georgetown University's 2018 Spring Commencement Weekend

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

ANC 2E notes that the cumulative effect of increased traffic volume for Georgetown University's commencement activities on Wednesday, May 16th through Sunday, May 20th, combined with the simultaneous closure of the Whitehurst Freeway for the DC Bike Ride and two lanes of the Key Bridge for construction work, plus the potential closure of one lane of Canal Road NW for construction work, will result in significant traffic problems for the Georgetown and Burleith communities and commercial districts.

ANC 2E calls on the District Department of Transportation and other relevant DC Government agencies and bodies to develop solutions that maximize traffic flow on these dates, minimize traffic disruptions and jams in neighborhood streets, and protect public safety. Measures could include keeping important traffic lanes open at critical hours, deferring work until another time, and providing traffic control officers at key intersections.

### Consideration of a Resolution Requesting the Installation of a Covered Bus Stop at the Intersection of 35th Street and Dent Place NW

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

WHEREAS, ANC 2E was alerted to a situation where the young students waiting for the bus at the bus stop at the intersection of 35th Street and Dent Place NW were facing hardships from the freezing rain and snow during the winter months,

WHEREAS, ANC 2E consulted with the President of the Cloisters in Georgetown and the Georgetown Visitation School for confirmation of this untenable situation and it was confirmed,

WHEREAS, ANC 2E desires to ameliorate the negative weather conditions affecting the young students waiting for the bus,

WHEREAS, ANC 2E wants to ensure that the proposed bus shelter conforms to historic preservation guidelines,

WHEREAS, ANC 2E is concerned that if a bus shelter is erected at the intersection of 35th Street and Dent Place NW, it will be considered a precedent by any persons or organizations, and

WHEREAS, ANC 2E will not consider this resolution as a basis for future deliberations regarding bus shelters at other locations in ANC 2E.

THEREFORE, BE IT RESOLVED that ANC 2E requests that the District Department of Transportation study the feasibility of installing a bus shelter at the bus stop at the intersection of 35th Street and Dent Place NW.

BE IT FURTHER RESOLVED that ANC 2E requests that the District Department of Transportation submit the results of the feasibility study to the Old Georgetown Board and the U.S. Commission of Fine Arts for a historic preservation review.

BE IT FURTHER RESOLVED that ANC 2E requests that a bus shelter be installed at the bus stop at the intersection of 35th Street and Dent Place NW if the District Department of Transportation and the U.S. Commission of Fine Arts have granted their respective approvals.

#### Consideration of a Resolution Regarding the Use of Machine Molded Bricks for Walkways and Bluestone for Curbs in the Neighborhood

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

WHEREAS, ANC 2E has noticed an increased usage of granite in Georgetown's historic curbs when the District Department of Transportation has had to make repairs,

WHEREAS, ANC 2E desires to preserve the aesthetic element of the neighborhood, which demands the reuse of bluestone for Georgetown's curbs,

WHEREAS, bluestone curbing was laid primarily in the late 19th century and early 20th century in Georgetown,

WHEREAS, the Washington Post reported on May 22, 1909 that the District Commissioners budgeted for street improvements across the city. Its article laid out the details of the long-awaited public works project, which included the setting of bluestone curbs on both sides of roadways, re-laying cobble gutters, and regulating the surface of roadways with gravel, at an estimated cost of \$1,100,

WHEREAS, ANC 2E has had many conversations with the District Department of Transportation's Chief Materials Engineer concerning the use of bluestone for curbs and machine molded bricks for walkways. The Commission was assured by the Chief Materials Engineer that DDOT's procedures can be adjusted to include the use of machine molded bricks and the reuse of bluestone curbs,

WHEREAS, ANC 2E values its historic walkways and streetscapes,

WHEREAS, ANC 2E believes that machine molded bricks should be used for Georgetown's walkways,

WHEREAS, ANC 2E believes that bluestone is the appropriate choice for Georgetown's historic curbs, and

WHEREAS, ANC 2E will be sending this resolution to the U.S. Commission of Fine Arts and DC's Historic Preservation Office for the agencies' historic preservation review of DDOT's brick and bluestone implementation procedures.

THEREFORE, BE IT RESOLVED that ANC 2E requests that the District Department of Transportation utilize only vendors that provide machine molded bricks for Georgetown's walkways, as well as reuse and/or salvage bluestone for Georgetown's curbs when possible, thereby minimizing the use of granite.

#### Consideration of a Resolution Regarding the Historic Preservation Office's Neighbor Notification Processes

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

A law was enacted in the District of Columbia, effective in October of 2016, which requires applicants for demolition, alteration, and new construction whose cases are submitted for review to the Historic Preservation Review Board or the U.S. Commission of Fine Arts to provide the owners of record of confronting or abutting properties and all affected ANCs immediately after an application is filed: (1) notice of the application, (2) information regarding how to obtain the schedule for review, and (3) either a copy of the plans or instructions on how to access them on a publicly available website or for in-person viewing. The applicant is also required to certify that these requirements have been met.

ANC 2E has recently learned through an exchange of emails that instead of requiring strict compliance with the new law, the Historic Preservation Office (HPO) has designed

a placard which applicants are required to place on the properties in question, and that rather than require the applicants to notify the property owners, HPO is requiring applicants to provide HPO with digital copies of the plans, and that HPO is identifying the confronting and abutting property owners and sending them correspondence informing them of their right to obtain copies of the plans from HPO.

ANC 2E appreciates HPO's good faith efforts to reasonably administer the new neighbor notification law, but it questions whether HPO should shoulder the burden of notifying the confronting and abutting property owners instead of the applicants, which is what the law appears to require.

If HPO continues to pursue this general approach, ANC 2E recommends that HPO take the following steps:

1. ANC 2E understands that it takes time and effort to perfect a new system. However, it is the Commission's understanding that notifications have not yet been provided to all the confronting and abutting property owners. This is absolutely necessary.
2. HPO should work with ANC 2E and the Citizens Association of Georgetown (CAG) to develop reasonable but strict requirements for the format in which the digital plans are submitted by the applicants. It has been ANC 2E's experience that the digital plans available through HPO are not always reasonably useable, to the extent that we generally do not rely on them and instead obtain hard copies from the Old Georgetown Board (OGB).
3. The placards which are posted often do not give neighbors sufficient notice of the proposed work for them to make a reasonable determination of whether to request the plans. Such notice needs to be provided.
4. The notice which HPO is providing to the property owners should be modified to include specific contact information at HPO to request the plans, including an email address and phone number.
5. The timing of neighbor notification is especially important to ANC 2E due to the strict schedule of the Old Georgetown Board (OGB) review process. The notification needs to be received by the property owners sufficiently before ANC 2E meets prior to each OGB hearing to give them an adequate opportunity to obtain the plans, review them, and discuss their objections with the ANC before it meets. The ANC typically meets approximately three days before each OGB hearing. If HPO is going to continue to inform the property owners of the availability of plans by mail, HPO should schedule its referrals of cases to OGB so that OGB hearings will not be convened until at least two weeks after mail notification to the property owners is provided.

Again, ANC 2E appreciate HPO's efforts to reasonably administer the new neighbor notification law, and the Commission makes these requests in an effort to satisfy the

needs of everyone involved. ANC 2E thanks HPO in advance for the office's consideration of the Commission's views.

Consideration of a Resolution Regarding the District Department of Transportation's Proposal to Install a Temporary Bus Stop on the West Side of the 1600 Block of 37th Street NW

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

ANC 2E does not support the proposed temporary bus stop on the west side of the 1600 block of 37th Street NW as recommended by the District Department of Transportation. The ANC notes that, during the morning rush hour, the frequency of buses at this location is approximately every 10 minutes. A bus stop at this location will impede south-bound traffic. Additionally, the east curb lane on 37th Street between Reservoir Road and R Street NW serves as a queue line for Washington International School drop-off in the morning.

ANC 2E urges the District Department of Transportation to locate the temporary bus stop on Reservoir Road NW.

Consideration of a Resolution Regarding the Department of Consumer and Regulatory Affairs' New Food Truck Regulations

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

ANC 2E supports the Department of Consumer and Regulatory Affairs' (DCRA) effort to add a Mobile Roadway Vending (MRV) Zone to the 1000 block of Thomas Jefferson Street NW. ANC 2E and the Georgetown BID have been monitoring the 1000 block of Thomas Jefferson Street for over a year, with concern for the growing number of food trucks parked along the street, eliminating individual motorists' use of a significant number of parking spaces along the block. The ANC has also started to receive several phone calls and emails from both residents and businesses along Thomas Jefferson Street who have significant concerns about the number of trucks parked along the block.

ANC 2E notes that the ANC has seen as many as fifteen food trucks parked along the street, sometimes for days at a time. Furthermore, the ANC has concerns around observed illegal dumping of trash into city trashcans and into private dumpsters; significant noise pollution created by generators; dangerous situations with trucks parked too close to the intersection at K Street, thus hindering the safe use of the block by motorists; and the general perception that food trucks have "taken over" the block.

In partnership with the Georgetown BID, ANC 2E has looked to several sources for relief and better management of the current situation. The ANC has spoken to policy and enforcement arms at DCRA, the Metropolitan Police Department (MPD), the Department of Public Works (DPW), the District Department of Transportation (DDOT), and the

Department of Health (DOH) to discuss the situation and possible solutions. Just this past month the ANC walked the 1000 block of Thomas Jefferson Street with representatives from the DMV Food Truck Association, the BID, DCRA, and DDOT to look at and discuss the food truck situation, with an eye for a solution that would address the growing concerns while utilizing solutions which are currently within DC's regulations.

As such, ANC 2E supports the creation of an MRV Zone along the 1000 block of Thomas Jefferson Street NW to help better manage the curb lanes and provide appropriate location and time for food trucks to operate in Georgetown. While the specific details may change before implementation, ANC 2E recommends an allowance for no more than six trucks on the block, with a portion of the lottery spots beginning as close to K Street as legally feasible and another portion as close to the bridge as legally feasible, in an attempt to spread the 200 foot halo provided for in the regulations as wide as possible.

ANC 2E recognizes that the current regulations allow for use of these spaces by winners of the food truck lottery Monday through Friday from approximately 10:00 am to 2:00 pm. If trucks violate the MRV Zone policies, they are subject to DCRA fines that go up to \$2,000, as well as potential revocation of their vending licenses. ANC 2E notes that should there exist an opportunity to expand the regulations to include weekend implementation of MRV Zones, the ANC would highly support that modification.

Among the many benefits of the establishment of this zone in Georgetown, ANC 2E also notes that the implementation of this zone will allow for higher turnover of parking spaces and more equitable use of the curbside lanes on Thomas Jefferson Street NW.

#### Consideration of a Resolution Regarding the Friends of Volta Park's Park Permit Application to Have Live Music During Volta Park Day on Saturday, June 16th

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

WHEREAS, ANC 2E has a long history of accommodating the Friends of Volta Park,

WHEREAS, ANC 2E has enjoyed this long history and its benefits for our community,

WHEREAS, ANC 2E has seen, throughout this long relationship, that the Friends of Volta Park is respectful of its neighbors,

WHEREAS, ANC 2E always looks forward to the annual Volta Park Day, a family event with family-friendly music, which will be held this year on Saturday, June 16th from 2:00 to 5:00 pm, and

WHEREAS, ANC 2E entrusts the Friends of Volta Park to exercise the appropriate sound levels for its two to four piece band and one speaker.

THEREFORE, BE IT RESOLVED that ANC 2E supports the Friends of Volta Park's park permit application to have live music during its family-friendly Volta Park Day on Saturday, June 16th.

### **Alcoholic Beverage Control Board**

Application by Go Puff – Rive for Renewal of the Establishment's Class "A" Internet License at 3401 Water Street NW

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

Application by Georgetown Wine and Spirits for Renewal of the Establishment's Retailer's Class "A" Liquor Store License at 1500 27th Street NW

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

Application by Dixie Liquor for Renewal of the Establishment's Retailer's Class "A" Liquor Store License at 3429 M Street NW

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

Application by Bacchus Wine Cellar for Renewal of the Establishment's Retailer's Class "A" Liquor Store License at 1635 Wisconsin Avenue NW

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

Application by Hop, Cask, & Barrel for Renewal of the Establishment's Retailer's Class "A" Liquor Store License at 1717 Wisconsin Avenue NW

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

Application by Potomac Wines And Spirits for Renewal of the Establishment's Retailer's Class "A" Liquor Store License at 3100 M Street NW

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

### **Zoning**

Board of Zoning Adjustment Application for a Minor Modification to the Relief Approved by BZA Order No. 19633 to Include a Special Exception from the Front Setback Requirements to Construct a Three-Story Rear Addition to an Existing Principal Dwelling Unit at 3629 T Street NW

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

ANC 2E does not support a special exception to construct a vestibule at 3629 T Street NW. As part of the initial Board of Zoning Adjustment application for the same property, case number 19633, relief was not granted for a vestibule. Although the issue of the altered front façade was discussed at the public hearing for case number 19633, it was discussed as being a matter of right element and not an element that required relief.

The Office of Planning report dated April 27, 2018 for case number 19633A states “the Board acknowledged that the changes the applicant made to the building’s front made it more compatible with the street frontage.” However, ANC 2E notes that all vestibules in Burleith that were constructed prior to this case along the street front were constructed illegally if constructed under the new Zoning Regulations without special exception relief.

ANC 2E also notes that 1205.2 of DC’s Zoning Regulations states that “a front setback consistent with at least one (1) of the immediately adjacent properties on either side shall be provided in the R-20 zone.” Additionally, the ANC notes that the findings of fact from the Office of the Attorney General and the Zoning Administrator stating that a vestibule qualifies for special exception relief have not been provided.

Board of Zoning Adjustment Application by Capital One for a Special Exception from the Use Requirements to Permit a Prepared Food Shop with 106 Seats at 3146-3150 M Street NW

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

ANC 2E supports Capital One’s request for a special exception from the use requirements to permit a prepared food shop with 106 seats at 3146-3150 M Street NW. In furtherance of this request, ANC 2E recommends that the Board of Zoning Adjustment grant such a special exception to the applicant in case number 19754.

**Old Georgetown Board**

SMD 2E05 - OG 18-178 (HPA 18-334) 3150 M Street, NW

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

SMD 2E03 - TBD (HPA TBD) 3219 O Street, NW

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

SMD 2E01 - OG 18-183 (HPA 18-339) 1801 35th Street, NW

Commissioner Solomon moved to adopt a proposed resolution regarding the matter. Chair Gibbons seconded the motion, which was voted on and passed (VOTES: 7-1-0). The resolution reads as follows:

ANC 2E enthusiastically supports the S&R Foundation for its enhancements to the property at 1801 35th Street NW. ANC 2E and the community appreciates the enhancements, which will include a boardwalk ramp along the northern boundary of the property in order to provide pedestrians with a connection between 34th Street and 35th Street NW. There will be no stairs so that wheelchairs and strollers are able to traverse the property. Construction of the ramp will, as a necessity, create a landscaping and lighting strip for the northern boundary, which will provide security to the site. This is a heavily used site by not only Georgetown but Burleith as well.

The entry enhancements will create a more inviting architecture scheme and will add landscaping to the asphalt area. The plantings along the south side will provide more privacy for the buildings to the south.

On the south side, a renovation to the stairs and existing hardscape along the southern building exterior will provide screening to the adjacent properties and will provide more greenery.

ANC 2E also requests that the Old Georgetown Board pays special attention to signage concerns.

#### SMD 2E03 - OG 18-187 (HPA 18-343) 3217 P Street, NW

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

ANC 2E encourages the Old Georgetown Board to consider the comments provided by the Citizens Association of Georgetown's Historic Preservation and Zoning Committee. ANC 2E makes no comment on the proposed lighting or signage based on the understanding that the lighting and signage will change once a tenant is in place. Otherwise, ANC 2E has no comment on this proposal.

#### SMD 2E03 - OG 18-184 (HPA 18-340) 3323 P Street, NW

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

ANC 2E thanks Mr. Overmyer for his presentation and expresses the commission's happiness that the owner is moving back into the house that she grew up in. Nevertheless, the ANC is concerned about the impact that this third floor dormer will have on the neighbors to the north, particularly on Pomander Walk NW, in terms of the exposure that the neighbors will have to light and by being in the viewshed from the dormer.

The ANC asks that the Old Georgetown Board gives consideration to these concerns, as well as to the comments that the Citizens Association of Georgetown's Historic Preservation and Zoning Committee has made about the historical context of this dormer.

SMD 2E05 - OG 18-169 (HPA 18-324) 1065 31st Street, NW

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

ANC 2E appreciates all that Il Canale brings to our neighborhood and welcomes its continued success in our community. However, we have concerns about the concept design presented today. Immediate neighbors note the following concerns:

- When walking the alley, it appeared that either not all of the plans are drawn to scale or that they do not correctly reflect current conditions, including the various sheds attached to the building. We ask the Old Georgetown Board to confirm that the plans accurately reflect current conditions. Furthermore, there are no dimensions included on the proposed summer garden other than the height of a fence.
- The ultimate height of the fence is in dispute as neighbors note that the applicant may have agreed to build a seven foot fence in conversation yet the plans show only a four foot fence. Should the applicant be willing to increase the fence height to seven feet, ANC 2E recommends that the applicant redraw the summer garden accordingly.
- The positioning of the proposed summer garden ultimately would allow restaurant patrons to look over the side of the garden into the backyards of adjacent residents, infringing on the privacy which residents expect in their backyards.

Finally, ANC 2E would like to see more details on the construction plans for the summer garden itself, including, but not limited to, details on the actual fence, lighting locations, and speaker location, with an eye towards how the summer garden might or might not affect neighboring residents.

SMD 2E05 - OG 18-195 (HPA 18-351) 3210 M Street, NW

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

ANC 2E welcomes Aritzia to our community and looks forward to the opening of the establishment. Regarding the concept presented, ANC 2E does not support the use or installation of blade signs unless they are for second story establishments. ANC 2E also asks the Old Georgetown Board to review the size of the lettering to ensure that they do not exceed maximum height allowed and whether or not the window decals are appropriate.

SMD 2E05 - OG 18-125 (HPA 18-231) 3602 Prospect Street, NW

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

SMD 2E06 - OG 18-166 (HPA 18-310) 2805 M Street, NW

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

ANC 2E notes that the applicant installed signs at this property in approximately May of 2017 without review by the ANC or Old Georgetown Board, and, to the best of our knowledge, without any legal authorization. Such conduct should be strenuously discouraged. Second, the applicants filed for permit review prematurely without previously going through concept review.

Having said that, it appears that the size of the lettering proposed may be limited to 12 inches, which would be permissible. The ANC encourages the Old Georgetown Board to take a careful look at the application.

SMD 2E06 - OG 18-167 (HPA 18-313) 2805 M Street, NW

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

ANC 2E notes that the applicant has filed for permit review without having previously obtained concept approval. ANC 2E believes that the application is insufficient in detail to be approved.

SMD 2E07 - OG 18-191 (HPA 18-347) 2512 Q Street, NW

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

ANC 2E has objection to the proposed signage based on the fact that:

- the size is not in accordance with the recommended Historic Preservation Office guidelines,
- the applicant is requesting that the sign be hung up for six months, which is past the 90 days of installation, and
- banners in Georgetown are not allowed to have “.com” printed on them.

Therefore, the ANC recommends that the applicant reduces its signage to meet the recommended guidelines of the Historic Preservation Office and considers moving the signage down towards the center of the building and lower to the ground.

SMD 2E07 - OG 18-193 (HPA 18-349) 3032 Dent Place, NW

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

ANC 2E notes that this project is quite large and that the design is not in keeping with the historic fabric of Georgetown. Once constructed, the project will significantly impact the south-facing windows of the adjacent neighbors at 3034 Dent Place NW. The neighbors' view will be blocked by a wall. Additionally, the neighbors at 3030 Dent Place NW will be impacted by the proposed privacy trees blocking all western light.

The property is proposing a single-story deck and spiral staircase. The 20-foot proposed wall will have an impact by obstructing natural lighting.

The proposed extension extends into the property of 3034 Dent Place NW and will require trimming of the canopy of the magnolia tree. The proposed drawings do not have the tree in the plans. The proposed work could lead to damage to the tree. The plans do not indicate the impact that the proposed work will have on the tree.

The proposed fencing extends out into the narrow alley with the potential of neighbors across the alley not being able to get their cars out of their property. The project may adversely impact a clear path for cars and pedestrians and may limit the ability for trucks to have access to the alley.

The applicant needs to consider leaving space between the property and adjacent properties so that the applicant can have access to their property for repairs and painting without needing permission to go onto the adjacent neighbors' property.

ANC 2E is concerned about the proposed dig out of a recess window in the front of the property and how it will impact the historic significance of the front of the home. Additionally, the ANC is concerned about possible flooding and how it will be addressed.

Therefore, at this time, the ANC objects to the project as presented and asks that the Old Georgetown Board considers the previously-mentioned concerns and their impact on the neighbors and the community.

### **Adjournment**

Chair Gibbons adjourned the meeting at 11:17 pm.