

Advisory Neighborhood Commission 1C
Adams Morgan
Minutes of February 6, 2019

I. Call to Order and Introduction of the Commissioners

A regularly scheduled meeting of Advisory Neighborhood Commission 1C was held on February 6, 2019 at Mary's Center. Commissioner Guthrie called the meeting to order at 7:06 pm. About 25 members of the public attended. In attendance were Commissioners Amir Irani (1C01), Bridget Pooley (1C02), Ted Guthrie (1C03), Douglas Ely (1C04), Damiana Dendy (1C05), Michaela Wright (1C06), Japer Bowles (1C07), Amanda Fox Perry (1C08).

II. Officers' Reports

a. Chair's Report

Commissioner Guthrie reported that an ANC1C appeal in a Board of Zoning Adjustment case had been subject to a motion to dismiss on grounds of inadequate notice to the other party.

Commissioner Guthrie said this should serve as a reminder that the Commission needs to give as much advance notice as possible to people affected by ANC actions and resolutions, so they can contribute their thoughts and ideas to the proceedings.

b. Secretary's Report

i. Minutes for January 9, 2019 Meeting

Commissioner Wright moved to approve the minutes of the January 9, 2019 monthly ANC1C meeting. Commissioner Irani seconded the motion which then passed by a vote of 8 to 0.

c. Treasurer's Report

i. FY19 Q1 Financial Report

Commissioner Pooley noted that the financial report was inadvertently listed on the agenda as a Q4 report. She moved that the Q1 financial report be added to the agenda instead without the usual 10 days' notice on the basis that doing so would not be adverse to the community.

Commissioner Wright seconded the procedural motion that then passed by a vote of 8 to 0.

Commissioner Pooley then moved for adoption of the Q1 financial report. Commissioner Irani seconded the motion that then passed by a vote of 8 to 0.

ii. Location of ANC1C checkbook and files.

Commissioner Pooley reported that the Commission recently learned of a new requirement regarding location of the Commission's checkbook and financial files. She moved to add this matter to the agenda without the usual ten days' notice on the basis that doing so would not be adverse to the community. Commissioner Guthrie seconded the procedural motion that then passed by a vote of 8 to 0. Commissioner Pooley then moved that the ANC1C checkbook and financial files be located in a locking file cabinet at her address: 2410 20th Street NW, Apt. 201. Commissioner Guthrie seconded the motion that then passed by a vote of 8 to 0.

III. Commissioner Announcements/Comments

- Commissioner Fox Perry announced that the Planning, Zoning, and Transportation Committee would meet on February 20, and that the agenda would include discussion of potential Capital Bikeshare locations. She encouraged residents to bring their ideas on locations to the meeting. She added that other agenda items included continued discussion of parking options for the 1700

block of Kalorama Road; a possible presentation from the architect and owner of the property at 2326 20th Street regarding addition of a roof deck; a possible discussion about parking enforcement by the Department of Public Works; and, a proposal to rename a portion of Quarry Road for Casilda Luna.

- Commissioner Irani announced that the ABC and Public Safety Committee would meet on February 13 and receive the monthly police report and possibly consider a settlement agreement with Zenebech restaurant if an agreement is reached by then.
- Commissioner Pooley announced that the Junior League of Washington will hold a Kitchen Tour in Adams Morgan and Kalorama on May 4.
- Commissioner Ely announced that the Public Services and the Environment Committee would meet on February 27 and would consider renovations at Walter Pierce Park; a discussion of Washington Gas leaks; funding for a plaque dedicating a park to Ann Hughes Hargrove; and a possible discussion of revamping the ANC1C website, including streaming of meetings.

IV. Public Announcements / Comments

- Brian Barrie with the Adams Morgan BID announced that the promotion of Adams Morgan as a date night destination would continue until the end of March. He also announced that two new businesses have opened on 18th Street in Adams Morgan: Friendship Macaron Café, and The Game Sports Pub.
- Betzabe Rosas from the Oyster Adams Community Council spoke about the condition of the Adams campus of the school and asked for ANC1C's support for moving up renovations that are currently scheduled for 2023. Commissioner Pooley said the DC Public School Council hearing on this is March 29. She added that she has received a draft resolution for consideration from the Local School Advisory Team and will add it to the PSE Committee agenda for February 27.
- Representatives from the Friends of Casilda Luna Committee asked for ANC1C support for naming a portion of Quarry Lane for Casilda Luna, a community activist for the African-American and Latino Communities in DC. They also announced that two events centered around Casilda Luna and the contributions of Afro-Latinas will be held during Black History Month, on February 12th and 28th at the Mount Pleasant Library. Casilda Luna will attend the February 12th event.
- A representative from the Sierra Club announced a February 10 event at the Mount Pleasant Library to engage the community about how and why to use clean energy and green electricity.
- Alan Roth reported that he has noticed that visitor parking passes are not being properly enforced according to ANC restrictions.
- Reuben Forman from Mayor Bowser's office announced that this season's Budget Engagement Forum series would start with a senior telephone town hall on Monday, February 11. He also announced that as part of the Fair Shot February initiative, rides on the Circulator will be free during the month of February. Mr. Forman also said that the new Chancellor of DC Public Schools, Lewis Ferebee, will begin doing community tours, and will be at LAYC on Columbia Road on February 15. Finally, Mr. Forman noted that the city's private security camera initiative was successfully used recently to find a hit and run driver, and he encouraged residents to look into getting a camera through the Private Security Camera Incentive Program.

V. DC Fire & EMS presentation on Right Care, Right Now / Nurse Triage Program

Doug Buchanan, Chief Communications Officer for DC Fire & EMS Department, updated Commissioners and residents on the Right Care, Right Now program. He explained that the goal is to determine the best path of care for patients and prevent emergency resources being used for primary care. Mr. Buchanan said that beginning on March 1, fire fighters and paramedics will assess patients' vitals, and if appropriate

call a triage nurse to determine the best path of care. He also informed people that they can download an app called PulsePoint to use when someone is in cardiac arrest. Marcellus Walker from the Office of Unified Communications provided more information about 911 and 311 calls.

VI. DC Water presentation on lead pipes

John Deignan, communications coordinator from DC Water, provided information on water service lines, lead, and drinking water. Mr. Deignan explained the differences in types of pipes; how to test for lead; how to replace pipes; who bears the cost; and financial aid programs for pipe replacement. Members of the public asked about pipes and testing in apartment buildings and schools; pipes in public space versus private property; and the effectiveness of filters.

VII. Scheduled Business

a. ABC and Public Safety Committee

i. Zenebech Restaurant application for Entertainment Endorsement

Commissioner Irani reported that Zenebech restaurant recently applied for an entertainment endorsement and moved to include this matter on the agenda without the usual ten days' notice on the basis that not doing so would be adverse to the community. He explained that the deadline to file a protest would pass before the ANC's next meeting. Commissioner Guthrie seconded the procedural motion that passed by a vote of 8 to 0.

Commissioner Irani said that Zenebech restaurant had applied for an entertainment endorsement with plans to add a dance floor. He explained that protesting the application would allow ANC1C to negotiate terms with the owners. Denis James of Kalorama Citizens' Association added that the owners are requesting to modify their existing settlement agreement with ANC1C and KCA. Commissioner Guthrie moved to protest Zenebech's application for an entertainment endorsement on the basis that it would have an adverse impact on the peace, order, and quiet of the neighborhood; and further moved that any ANC1C Commissioner be authorized to represent ANC1C in this matter. Commissioner Irani seconded the motion. Denis James commented that as a restaurant Zenebech has to meet food requirements, which are less likely to be met if they become a dance place; and that there are potential noise problems with this set up, especially with condos nearby. Commissioners then passed the motion to protest by a vote of 7 to 0 to 1 (with Commissioner Dendy abstaining).

ii. Reveler's Hour Settlement Agreement

Commissioner Irani announced that a settlement agreement had been negotiated with the owners of Reveler's Hour. Commissioner Guthrie moved to add this matter to the agenda without the usual ten days' notice on the basis that it is in the community interest to resolve this matter as soon as possible. Commissioner Ely seconded the procedural motion that then passed by a vote of 8 to 0.

Commissioner Guthrie explained that a compromise had been reached on how late the kitchen would remain open. He said that as required by statute, the kitchen will close two hours before closing, and alcohol will stop being served ½ hour before closing. He then moved for approval of the settlement agreement with Reveler's Hour as negotiated. Commissioner Pooley seconded the motion that then passed by a vote of 8 to 0.

b. Planning, Zoning, and Transportation Committee

i. 1630-32-34 Argonne Place NW permit appeal

Commissioner Fox Perry provided background on construction permits for 1630-32-34 Argonne Place NW and noted that a revised permit (B-1902796) has been issued that does not address concerns previously raised on appeal by ANC1C (BZA 19938). Commissioner Guthrie added that the builder's attorney has been notified that ANC1C would potentially be taking action regarding the new permit.

Commissioner Fox Perry moved a resolution authorizing modification of ANC1C's appeal to the Board of Zoning Adjustment (BZA 19938) to address issues identified in the revised permit (B-1902796) and any subsequent permits that fail to address identified errors. Commissioner Dendy seconded the motion that then passed by a vote of 8 to 0.

ii. 1834 Ontario Place NW – enforcement of BZA ruling in Case 19771

Commissioner Fox Perry provided background on renovations at 1834 Ontario Place NW that included removal of a porch. She noted that ANC1C passed a resolution last June opposing removal of the front porch and that the Board of Zoning Adjustment ruled to deny removal of the porch (Case 19771). Commissioner Perry proposed a resolution notifying the Board of Zoning Adjustment and the Office of Planning about the Department of Consumer and Regulatory Affairs' failure to enforce the ruling in Case 19771.

The owners of 1834 Ontario Place said they had an affidavit from DCRA to remove their porch and, asked that ANC1C drop their opposition in this case. Alan Gambrell, who represented the ANC in this matter, noted that the porch was removed the day of the hearing to address the porch removal and that the BZA voted to deny the special exception request to remove the porch. He added that removal of the porch allows a 4-story building in violation of regulations.

Commissioners discussed DCRA enforcement. Commissioner Guthrie said that DCRA and BZA seem to be at odds on the issue, but that DCRA is not authorized to make amendments to BZA rulings.

Commissioner Bowles moved to table the matter and refer it back to Committee so that the owners could be present during committee consideration. Commissioner Pooley seconded the motion that failed by a vote of 3 to 4 to 1 (with one Commissioner abstaining).

Commissioner Fox Perry moved a resolution notifying the BZA and the Office of Planning about the DCRA's failure to enforce the ruling in Case 19771. Commissioner Bowles seconded the motion. Commissioners passed the resolution by a vote of 3 to 2 to 3, with Commissioners Guthrie, Dendy, and Fox Perry voting aye; Commissioners Bowles and Irani voting no; and, Commissioners Ely, Pooley, and Wright abstaining.

VIII. Adjournment

Commissioner Guthrie moved to adjourn at 8:35 pm. Commissioner Bowles seconded the motion which passed unanimously.