

ADVISORY NEIGHBORHOOD COMMISSION 1C

Adams Morgan

Minutes of December 3, 2003

A scheduled meeting of Advisory Neighborhood Commission 1C was held on Wednesday, December 2, 2003 at the Third District Police Headquarters. ANC1C Chairman Alan Roth called the meeting to order at 7:06 p.m. Approximately 40 members of the public attended.

Attending were Commissioners Alan Roth (1C01), Nik Apostolides (1C02), Bryan Weaver (1C03), Mindy Moretti (1C04), Andrea Broaddus (1C06), Josh Gibson (1C07) and Jeff Coudriet (1C08).

Commissioner Roth advised the public that the seat for Single Member District 1C05 had become vacant as a result of Commissioner Levy's recent resignation and that a new petition period had begun as of the previous day (Dec. 2) because no one had filed petitions by the previous deadline of Dec. 1.

VICE CHAIR'S REPORT

Josh Gibson, vice chair gave an update on the status of the Dec. 15 quarterly forum. The Mayor is still confirmed. Commissioner Gibson made a motion to move the meeting to the Marie Reed Learning Center and that any necessary expenses be covered. The motion was approved by unanimous consent.

TREASURER'S REPORT

Commissioner Coudriet, treasurer provided the Commission copies of the FY04 budget as it currently stands. Commissioner Coudriet moved the approval of the FY04 budget. The motion was seconded and approved by voice vote. (See attached budget as approved).

CONSENT AGENDA

The following resolution was approved by unanimous consent:

Resolution of Commendation and Thanks to Former ANCIC Treasurer Ken Levy

WHEREAS, Ken Levy served ANC 1C as a Commissioner and as Treasurer from January 2003 through October 2003, and

WHEREAS, Commissioner Levy served in these volunteer positions with distinction, integrity, and the best interests of the community in mind, particularly by keeping the books and financial affairs of the Commission in good order, and

WHEREAS, he resigned at the end of October 2003 as required by law because of a move outside the boundaries of ANC 1C, and

WHEREAS, his hard work and service to the Adams Morgan community has nonetheless been deeply appreciated,

NOW, THEREFORE, BE IT RESOLVED, THAT Advisory Neighborhood Commission 1C commends Commissioner Levy for his devotion and dedication to the Adams Morgan community, thanks him for his service to ANC 1C, and wishes him every success in his future endeavors.

PUBLIC COMMENTS

Commissioner Roth opened the floor to members of the community. Wilson Reynolds noted that the Adams Morgan Community Association will hold its 3rd Annual Officer Appreciation Night at Adams Mill Bar & Grill on Dec. 9. Lisa Duperier gave an update on Adams Morgan Main Street and AmeriCorps.

COMMITTEE REPORTS

ABC & Public Safety

Officer Gonzales provided a statistical crime update for the neighborhood and addressed questions from the Commission and the community on several ongoing crime problems in the neighborhood.

Commissioner Weaver gave an update on the status of the protest of Timerhi International. Commissioner Weaver made a motion that he be authorized to look into hiring legal counsel to support the ANC's protest and to use up to \$5000 in discretionary funds to do so. The motion was seconded and approved by voice vote.

The next meeting of the committee (combined with the PSA 301/304 meeting) will be Dec. 10 at 7:30 p.m. at the Kalorama Park Rec. Center

Planning Zoning and Transportation

Commissioner Broaddus announced that the next PZT meeting will be Dec. 11 at 8 p.m. in the Third District Police Headquarters. On the agenda for the Dec. 11 meeting will be presentations from the developers of the Dorchester House and from Harris Teeter.

Commissioner Broaddus moved that ANC1C support the Kalorama Citizens Association (KCA) recently filed appeal to the BZA in regards to 1819 Belmont Rd., NW. The motion was seconded, discussed and approved by roll call vote:

YEA: Roth, Apostolides, Weaver, Moretti, Broaddus, Gibson, Coudriet

NAY: None

Commissioner Broaddus moved that ANC1C support the application of Habana Village for (1) an area variance from the FAR limitation to permit the use of its third floor for commercial purposes, and (2) for a parking variance for the establishment to obtain a public hall license. The motion was seconded and discussed.

Commissioner Roth offered an amendment to advise the BZA that if the BZA or Office of Zoning concludes that a used variance is also necessary to permit commercial operations on the third floor (due to the separate requirement that a portion of the premises in this zone be residential), the ANC requests the BZA either to give the ANC additional time to comment on the necessary use variance or to reject the pending application. The amendment was seconded and approved by voice vote. Commissioner Broaddus' motion, as amended, was then approved by roll call vote:

YEA: Roth, Apostolides, Weaver, Moretti, Broaddus, Gibson, Coudriet
NAY: None

Commissioner Broaddus moved that ANC1C support the plan of the Adams Morgan Business and Professional Association and Adams Morgan Main Street to create a taxicab stand at the rear of the SunTrust Bank Building at the corner of 18th St. and Columbia Rd. The motion was seconded and approved by roll call vote:

YEA: Roth, Apostolides, Weaver, Moretti, Broaddus, Gibson, Coudriet
NAY: None

Public Services

Commissioner Apostolides announced that the next Public Services Committee meeting will be Dec. 29 at 7:30 p.m. in the Kalorama Recreation Center.

Commissioner Apostolides offered a resolution approving a \$1000 grant for Emmaus.

Resolution Approving \$1000 Grant Application for Emmaus Services for the Aging

WHEREAS, Emmaus Services for the Aging has submitted a grant application for \$1,000 to ANC 1C in order to support volunteer coordination and to purchase gifts for the seniors including warm clothing and toiletries, and

WHEREAS, the grant application conforms to the ANC 1C grant guidelines, now

THEREFORE BE IT RESOLVED, that ANC 1C approves \$1,000 in grant funding for Emmaus Services for the Aging in order to support volunteer coordination and to purchase gifts for the seniors including warm clothing and toiletries - provided that no funds are used to purchase food.

The resolution was seconded, discussed and approved by roll call vote:

YEA: Roth, Apostolides, Weaver, Moretti, Broaddus, Gibson, Coudriet
NAY: None

Commissioner Apostolides offered a resolution approving a \$1000 grant for Jubilee Housing.

Resolution Approving \$1000 Grant Application for Jubilee Housing

WHEREAS, Jubilee Housing has applied for a grant of \$1,000 from ANC 1C in order to defray the cost of pre-construction design costs for major renovations of its properties in Adams Morgan, and

WHEREAS, the application conforms to ANC IC's grant guidelines, and

WHEREAS, Jubilee Housing provides vital services to a large segment of our community's most vulnerable residents,

NOW, THEREFORE, BE IT RESOLVED, that ANC IC approves \$1,000 in grant funding for Jubilee Housing in order to defray the cost of pre-construction design costs for major renovations of its properties in Adams Morgan.

The resolution was seconded, discussed and approved by roll call vote:

YEA: Roth, Apostolides, Weaver, Moretti, Broaddus, Gibson, Coudriet

NAY: None

UNFINISHED BUSINESS

Commissioner Broaddus moved that the resolution to rename Rabaut Park be postponed to the February meeting. The motion was seconded and approved by voice vote.

NEW BUSINESS

Iraj Askarinam gave a brief presentation on the plans he has to combine and alter the Spaghetti Garden and Roxanne/Peyote located at 2317 and 2319 18th St. Commissioner Weaver moved to protest the substantial change application on the grounds of adverse effects on peace, order and quiet in the neighborhood. The motion was seconded, discussed and approved by voice vote.

Commissioner Gibson introduced Fred Chan, owner of East Meets West, a new restaurant applying for a "D" license. Mr. Chan gave a presentation on the plans for his new establishment and answered Commissioners' questions. Commissioner Gibson then moved that ANCIC protest the application on the grounds of adverse effects on peace order and quiet in the neighborhood. The motion was seconded, discussed and approved by voice vote.

Commissioner Weaver offered a resolution supporting the conceptual design plans (with modifications) for the property located at 1953 Biltmore St. The resolution was seconded and discussed. Commissioner Roth offered an amendment to clarify some of the wording in the resolution pertaining to the permitted opening along the alley, which was approved by unanimous consent.

Resolution Supporting (with Modifications) the November 21, 2003 Conceptual Design Plans for Front Yard Alteration at 1953 Biltmore St., NW

WHEREAS, the owner of 1953 Biltmore Street NW, Richard Ward, submitted revised conceptual design plans to ANC IC and HPRB for alterations of the front yard on November 21, 2003,

WHEREAS, Mr. Ward has left his front yard in a state of disrepair during a lengthy process of negotiation with HRPB and other City agencies, ANC IC, community organizations, and neighbors, and

WHEREAS, one of the major obstacles to approval of prior plans has been concern over the potential use of a proposed front yard patio for vehicular parking,

NOW, THEREFORE, BE IT RESOLVED, that Advisory Neighborhood Commission 1C recommends that the HPRB approve the November 21, 2003 conceptual design submitted by owner Richard Ward for the front yard of 1953 Biltmore Street, NW, with the following modifications: a) extension of the retaining wall on the alley side, at a height and of materials to be determined by HPRB or HPRB staff, to provide an opening of not more than 4 feet at the front corner of the facade where it meets the alley; b) restriction of the depth of the proposed patio to not more than 8'6" wide (as measured from the facade of the bay window); and c) expansion of the planting area in the front yard to the maximum footprint possible, as adjusted by the preceding reduction in the patio size; and be it

FURTHER RESOLVED, that this recommendation is also predicated upon the representation of Mr. Ward's legal representatives to ANC 1C that the walled-in area of the front yard shown on the November 21, 2003 plans (as modified above) will be filled in with soil and used as a planting area.

The resolution, as amended, was discussed and approved by roll call vote:

YEA: Roth, Apostolides, Weaver, Moretti, Broaddus, Gibson, Coudriet
NAY: None

Commissioner Gibson and Commissioner Broaddus co-offered a resolution supporting voting rights within the District of Columbia for immigrants in local elections. The motion was seconded and discussed. Commissioner Apostolides offered an amendment to insert the word "legal" into the Resolved clause before "immigrants". The amendment was seconded, discussed and approved by voice vote.

Resolution Regarding Immigrant Voting Rights in Local Elections

WHEREAS, the right to vote is one of the most cherished privileges of American citizenship; and

WHEREAS, voting is also an important means for individuals to become engaged in public life in their communities; and

WHEREAS, seventy percent of the District of Columbia's documented immigrants are foreign-born, legal residents who are not naturalized citizens, yet pay taxes, serve in the military, have children who are students in local schools, and otherwise share in the rights and responsibilities of civic life; and

WHEREAS, over 73,500 such individuals live in the District of Columbia (13% of the District population) and approximately 2,400 live in Adams Morgan (18% of the neighborhood's population); and

WHEREAS, the naturalization process is bureaucratic and arduous, often lasting ten years or more; and

WHEREAS, through their potentially higher usage of local government services such as public schools, community health care, and public housing, legal immigrants in many cases are among the most directly and profoundly impacted by the decisions of local public officials; and

WHEREAS, up until the early Twentieth Century, many states and localities allowed legal immigrants to vote in local elections; and

WHEREAS, in recent years, enlightened localities have begun to reverse this century-old policy of disenfranchisement by again allowing legal immigrants to join the local voting rolls; and

WHEREAS, providing legal immigrants with local voting rights would demonstrate that they are considered full and equal stakeholders in our communities, encourage their vigorous participation in community affairs and civic life, and cultivate stewardship for the safety, cleanliness, and development of Adams Morgan;

WHEREAS, ANCIC further believes that Commissioners can do a better job representing and serving the needs of residents if they are fully accountable to all residents of the neighborhood;

NOW, THEREFORE, BE IT RESOLVED, that, based on the conditions outlined below, Advisory Neighborhood Commission 1C endorses the concept of voting rights for legal immigrants in local District elections; and

FURTHER RESOLVED, that this support is contingent upon all potential immigrant voters signing a nonbonding statement at the time of voter registration that indicates that they fully intend to become an American citizen, and have begun the necessary legal process to do so; and

FURTHER RESOLVED, that this declaration should be readily available to all potential immigrant voters, in a variety of languages, by inclusion on the standard voting registration application, driver's license application forms, and any other forms that are used to register immigrant and/or nonimmigrant voters.

The resolution, as amended, was discussed and approved by roll call vote:

YEA: Roth, Apostolides, Weaver, Moretti, Broaddus, Gibson, Coudriet

NAY: None

Commissioner Weaver offered a resolution congratulating Marcus Price for being named the DCIAA Most Valuable Player in boys' soccer. The motion was seconded and approved by voice vote.

Resolution Congratulating Marcus Price Named the 2003 DCIAA League Most Valuable Player

Whereas, Marcus Price of 1631 Euclid Street, a senior at Bell Multicultural High School was named the Most Valuable Player of the District of Columbia's Interscholastic Athletic Association boys' soccer Championship,

Whereas, Marcus returned from a serious ankle injury earlier in the season in time for a dazzling final game of his high school career in the DCIAA boys' soccer final,

Whereas, the Bell senior scored five goals -- including two in the first 15 minutes -- to lift the Griffins past Wilson High School, 7-1. The victory was Bell's largest over the rival Tigers who edged Bell last season in the title game, and

Whereas, Marcus's skills and leadership on the pitch have blossomed over his high school career leading Bell to four consecutive championship games, and two city titles.

Now therefore let it be resolved that, the Advisory Neighborhood Commission 1C (Adams Morgan) by this resolution, congratulates and salutes Marcus Price of the Bell Multicultural High School Griffins soccer team on being named the 2003 DCIAA League Most Valuable Player and wishes him much success in the future.

ADJOURNMENT

Commissioner Moretti made a motion for adjournment. The motion was seconded and approved by voice vote.

The meeting adjourned at 10:23 p.m.