



ADVISORY NEIGHBORHOOD COMMISSION 1B
Government of the District of Columbia

DRAFT

Minutes

**Thursday, July 7, 2011,
7:00 PM, Reeves Center, 2000 14th Street N.W.**

The regular monthly meeting of Advisory Neighborhood Commission 1B occurred on Thursday, July 7, 2011, at 7:00 pm in the Reeves Center, Commissioner Juan Lopez, 1B07, Chairperson, presiding. Commissioner Myla Moss, 1B01, was present as Secretary. Other Commissioners present during the meeting: Aaron Spencer, 1B02, Sedrick Muhammad, 1B03, Deborah Thomas, 1B04, Mary Streett, Treasurer, 1B05, Charles Meisch, 1B06, Ahnna Smith, Vice Chairperson, 1B08, Lauren McKenzie, 1B09, Tony Norman, 1B10, E. Gail Anderson Holness, 1B11.

Chairperson Lopez noted the presence of a quorum and called the meeting to order at 7:00 PM.

Approval of June 2, 2011 minutes

Commissioner Moss submitted the minutes of the June 2, 2011 commission meeting for approval. There were no corrections or additions.

Commissioner Moss moved that the minutes be approved.

Commissioner Muhammad seconded the motion.

The motion was adopted, 9 yes, 0 no.

Treasurer's Report

Commissioner Streett reported that a review of the 2011 first quarter report identified some errors that were corrected. She presented a revised first quarter report for approval.

Commissioner Streett moved that the revised 2011 first quarter report be approved.

Commissioner Moss seconded the motion.

The motion was adopted unanimously, 9 yes, 0 no.

Commissioner Streett presented the 2011 second quarter report and moved that it be approved.

Commissioner McKenzie seconded the motion.

The motion was adopted unanimously, 9 yes, 0 no.

Commissioner Streett said that she would be developing a draft 2012 budget for circulation to the Commission in August. She hoped to present the budget for approval at the September commission meeting.

Commissioner Streett presented the Treasurer's Report:

ANC 1B Treasurers Report – July 7, 2011

Overview

The June, 2011 Industrial Bank Statement is attached. The account balance as of June 30, 2011 was \$33,992.35.

The following checks were approved at the June 2, 2011 meeting:

Name	Check #	Amount	Purpose
James H. Irwin	1821	\$1,292.80	Staff wages-net pay
James H. Irwin	1822	8.80	Reimburse for postage
UPS Store	1823	60.00	Printing meeting flyers

The following checks were cashed last month:

Date Cashed	Name	Check #	Amount
6/6/11	James H. Irwin	1822	\$8.80
6/6/11	James H. Irwin	1821	\$1,292.80
6/6/11	UPS Store	1823	\$60.00

Expenses to be paid in July:

Name	Amount	Purpose
James Irwin	\$1,292.80	Staff wages-net pay
UPS Store	\$80.00	Printing meeting flyers

Because all expenses had been approved as part of the 2011 budget, no further approval was required.

Public Safety and Public Safety Committee Report

Commissioner Muhammad submitted the Public Safety Committee report:

**ADVISORY NEIGHBORHOOD COMMISSION 1B
PUBLIC SAFETY COMMITTEE
Commissioner Sedrick Muhammad, Chairperson
Report, July 7, 2011**

Commissioners,

Below is MPD's PSA 304 & 305 30 Day Crime Stat report, respectively.

PSA 304

Crime Type	Number of Crimes that Occurred Between		% Change
	6/6/2010 to 7/6/2010	06/6/2011 to 07/6/2011	
Homicide	1	1 [view map]	No Change
Sex Abuse	1	0 [view map]	100
Robbery Excluding Gun	3	10 [view map]	233
Robbery With Gun	2	3 [view map]	50
Assault Dangerous Weapon (ADW) Excluding Gun	3	2 [view map]	33
Assault Dangerous Weapon (ADW) Gun	1	0 [view map]	100
Total Violent Crime	11	16 [view map]	45
Burglary	1	10 [view map]	900
Theft	10	22 [view map]	120
Theft F/Auto	12	9 [view map]	25
Stolen Auto	9	6 [view map]	33
Arson	0	0 [view map]	N/A
Total Property Crime	32	47 [view map]	47
Total Crime	43	63 [view map]	47

PSA 305

Crime Type	6/6/2010 to 7/6/2010	06/6/2011 to 07/6/2011	% Change
Homicide	0	0 [view map]	N/A
Sex Abuse	0	0 [view map]	N/A
Robbery Excluding Gun	11	17 [view map]	55
Robbery With Gun	6	3 [view map]	50
Assault Dangerous Weapon (ADW)	6	7 [view map]	17

Excluding Gun			
Assault Dangerous Weapon (ADW) Gun	1	0 [view map]	100
Total Violent Crime	24	27 [view map]	12
Burglary	5	5 [view map]	No Change
Theft	23	24 [view map]	4
Theft F/Auto	16	22 [view map]	38
Stolen Auto	12	5 [view map]	58
Arson	0	0 [view map]	N/A
Total Property Crime	56	56 [view map]	No Change
Total Crime	80	83	4

Liquor Licenses and ABC Committee Report

Commissioner Spencer presented the report of the ABC Committee:

ANC 1B ABC COMMITTEE Report July 2011

Minutes and Report have been incorporated into one document do to the size of business for the month

Establishment Name or Applicant	U4RIA@Republic Gardens, Nightclub License -- Spencer Petition Date: 8/8/11; Hearing Date: 8/22/11 <i>NATURE OF OPERATION: Nightclub will serve finger foods (chicken tenders/wings/French fries) and feature live entertainment (bands/DJs) and dancing. Dancing will take place in the rear of the 2nd floor. The floor is approximately 15'x20'. Occupancy load is 382. HOURS OF OPERATION: Sunday through Saturday 10:30 am-4 am. HOURS OF SALE/SERVICE/CONSUMPTION OF ALCOHOLIC BEVERAGES: Sunday-Thursday 11:30 am-1:45 am & Friday & Saturday 11:30 am-2:45 am.</i>
Location	1355 U Street N.W.
Request and Additional Information	Application for a Retail Class CN
Was a Voluntary Agreement Negotiated? (Y/N or NA (Not Applicable))	Yes—Primary components of VA cover noise, trash, and security
Motion	No Motion

Committee Vote	No Motion
Committee Recommendation:	No Motion
**Notes	

Establishment Name or Applicant	Alero Restaurant and Lounge
Location	Review of Modified Voluntary Agreement
Request and Additional Information	Modify VA
Was a Voluntary Agreement Negotiated? (Y/N or NA (Not Applicable))	Yes—Primary components of VA cover noise,
Motion	No Motion
Committee Vote	n/a
Committee Recommendation:	N/a
**Notes	<p>Committee and representatives from Alero reached out to condo association. Parties to VA have moved out of the building</p> <p>Original VA has been seen not being even handed and has been modified to include entertainment on weekends and weekdays as stated in the VA.</p> <p>No complaints have come from building neighbors and Alero has had no ABRA violations since the VA has gone into effect</p>

Establishment Name	Happy Hour
Location	1201 U Street NW Washington D.C.
Request and Additional Information	Application for Retail Class C Tavern License
Was a Voluntary Agreement Negotiated? (Y/N or Not Applicable)	No
Motion	No Motion

Committee Vote	No Motion
Committee Recommendation:	No Motion
Notes	<ul style="list-style-type: none"> • Owner was requested to have placards up two weeks prior to ANC meeting • Owner and ANC Commissioner Aaron Spencer have met with adjacent building. Owner agrees to address major issues, specifically trash pick up to take place after 9 a.m. if at all possible in order to allow the driveway free during rush hour on weekdays. • Building owned by operator (owner also owns building with 711 across the street) • Bar on floors 2-3 above the Islander • No live entertainment • Entrance on U Street • Someone at the front door Friday and Sat nights • Serve small plates • Replacing HVAC System on roof with better sound proofing

Establishment Name	<p>El Rey Petition Date: 7/25/11; Hearing Date: 8/8/11 <i>NATURE OF OPERATION: New restaurant. Seasonal neighborhood taco stand with outdoor seating. Total outdoor seating load 150. Live entertainment, dancing, DJ, Summer Garden 150 outside. HOURS OF OPERATION: Sunday, 12 pm-2 am. Monday through Thursday, 4 pm-2 am. Friday, 4 pm-3 am. Saturday, 12 pm-3 am. HOURS OF SALES/SERVICE/CONSUMPTION OF</i></p>
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	<p><i>ALCOHOLIC BEVERAGES: Sunday, 12 pm-2 am. Monday through Thursday, 4 pm-2 am. Friday 4 pm-3 am. Saturday 12 pm-3 am. HOURS OF LIVE ENTERTAINMENT: Sunday through Thursday 6 pm-2 am & Friday & Saturday 6pm-3 am. HOURS OF OPERATION AND ALCOHOLIC BEVERAGE SALES/SERVICE/CONSUMPTION IN THE SUMMER GARDEN: Sunday, 12 pm-2 am. Monday through Thursday, 4 pm-2 am. Friday 4 pm-3 am. Saturday 12 pm-3 am.</i></p>
Location	919 U Street N.W.
Request and Additional Information	application for a Retail Class C Restaurant license
Was a Voluntary Agreement Negotiated? (Y/N or Not Applicable)	No
Motion	Motion to Protest Application on Grounds of Peace, Order, and Quiet
Committee Vote	4-0-2
Committee Recommendation:	No Motion
Notes	<p>ANC Commissioner and a member of the ABC separately reached out to the POC and never received a response</p> <p>Commissioner Spencer discussed the proposed establishment with two residents directly behind the establishment location</p> <p>The amount of outdoor seating and taqueria style is inconsistent with the location because the “open air” outdoor seating will with music and dancing are inconsistent with planning measures on the street</p>

Establishment Name	<p>Bella,—</p> <p>Petition Date: 7/25/11; Hearing Date: 8/8/11</p> <p><i>Licensee requests a change of license class from Retail Class C Restaurant to Retail Class C Tavern.</i></p> <p><i>CURRENT HOURS OF OPERATION: Sunday through Thursday 10 am-2 am and Friday & Saturday 10 am-3 am. CURRENT HOURS OF SALES/SERVICE u CONSUMPTION OF ALCOHOLIC BEVERAGES: Sunday through Thursday 11 am-2 am and Friday & Saturday 11 am-3 am. CURRENT HOURS OF</i></p>
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	<i>ENTERTAINMENT: Sunday through Thursday 8 pm-2 am and Friday & Saturday 8 pm-3 am.</i>
Location	900 Florida Avenue Street N.W.
Request and Additional Information	Application for a substantial change to license
Was a Voluntary Agreement Negotiated? (Y/N or Not Applicable)	No
Motion	No motion
Committee Vote	No motion
Committee Recommendation:	No Motion
Notes	<p>A representative from Bella was on hand and cited the reason of not being able to make food sales (currently roughly 15%) for needing to transition from a restaurant to a tavern license.</p> <p>The number of tavern licenses on this block is minimal and the block needs to be revitalized--from sidewalks to new businesses.</p>
Establishment Name	<p>GII Restaurant and Lounge, Petition Date: 8/1/11; Hearing Date: 8/15/11 <i>NATURE OF OPERATION: Neighborhood restaurant, offering American style cuisine. Entertainment to include occasional acoustic jazz bands, karaoke, open mike and DJ. Capacity 86. Total load 100. HOURS OF OPERATION/SALES/SERVICE/CONSUMPTION OF ALCOHOLIC BEVERAGES: Sunday through Thursday 10 am-2 am. Friday & Saturday 10 am-3 am. HOURS OF OPERATION/SALES/SERVICE/CONSUMPTION OF ALCOHOLIC BEVERAGES IN THE SUMMER GARDEN: Sunday through Thursday 10 am-1 am. Friday & Saturday 10 am-2 am. HOURS OF ENTERTAINMENT: Sunday through Thursday 6 pm-2am. Friday & Saturday 6 pm-3 am.</i></p>
Location	2632 Georgia Avenue N.W.
Request and Additional Information	Retail Class C Restaurant License
Was a Voluntary Agreement Negotiated? (Y/N or Not Applicable)	No
Motion	No motion
Committee Vote	No motion
Committee Recommendation:	No Motion
Notes	A representative and owner from GII were present

	<p>to discuss the restaurant concept</p> <p>Commissioner Lauren McKenzie was on hand to answer questions and provided insights. She also requested to meet with the business owner</p> <p>Members of the community (including a neighbor) were present to speak on GII's behalf, and spoke to the owner's strength</p> <p>Members of the Georgia Avenue Task Force were on hand and provided comment. They also requested the owner appear before the Taskforce meeting the next day.</p> <p>The establishments proposed patio is quite small, and doesn't include music or entertainment.</p>
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Establishment Name	<p>Georgia Liquors Petition Date: 8/1/11; Hearing Date: 8/15/11 NATURE OF OPERATION: A full-service liquor store. HOURS OF OPERATION: Sunday-Closed. Monday through Saturday 10 am-10 pm. HOURS OF ALCOHOLIC BEVERAGE SALES/SERVICE/CONSUMPTION: Sunday-Closed. Monday through Saturday 10 am-10 pm.</p>
Location	2917 Georgia Avenue N.W
Request and Additional Information	Retail Class A Liquor Store
Was a Voluntary Agreement Negotiated? (Y/N or Not Applicable)	No
Motion	To Recommend ANC1B Protest on the grounds of peace, order, and quiet
Committee Vote	4-0-2
Committee Recommendation:	Motion Approved
Notes	<p>The owner of the proposed Georgia Liquors was on hand to answer questions</p> <p>Leadership of the Georgia Avenue Taskforce and over 18 constituents appeared to voice various concerns</p> <p>Commissioner Tony Norman was on hand to answer questions and provided insights.</p>

	<p>The owner didn't reach out to the Georgia Avenue Taskforce or the commissioner of jurisdiction prior to the meeting.</p> <p>The liquor store will be a full service store with minimal food.</p> <p>The proposed location was once a drug store and is geographically located within close proximity of a number of liquor stores in the neighborhood</p> <p>Trash and debris, including bottles have been seen outside the establishment</p> <p>The owner believes he will sell single sale bottles</p>
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U4RIA@Republic Gardens, 1355 U Street N.W. – application for a Retail Class C Nightclub License

Mr. Marvin Liss, attorney for the applicant, presented the applicant's plans for the new establishment. He said they were applying for a stipulated license and asking for the commission's support for that.

Commissioner Spencer noted that a voluntary agreement had been negotiated. Discussion of the terms of the voluntary agreement, discussion of community concerns, and extensive questioning from the commission followed,

Commissioner Spencer moved that ANC 1B support the application of U4RIA@ Republic Gardens] for a stipulated liquor license. Commissioner Meisch seconded the motion.

The motion was adopted by roll call vote, 9 yes, 2 no. The roll call vote was:

YES

Moss
 Spencer
 Muhammad
 Thomas
 Meisch
 Lopez
 Smith
 McKenzie
 Norman

NO.

Streett
 Anderson Holness

Alero Restaurant and Lounge, 1301 U Street NW – review of modified voluntary agreement

Commissioner Spencer noted that the text of the modified voluntary agreement was received too late to be circulated to commissioners by e-mail before the meeting. He moved that consideration of the voluntary agreement be tabled until the September meeting.

Commissioner Meisch seconded the motion.

The motion was adopted unanimously, 11 yes, 0 no.

El Rey, 919 U Street N.W. – application for a Retail Class C Restaurant License

Mr. Sheldon Scott, the applicant, presented his plans for the establishment. He indicated that they would be prepared to enter into a voluntary agreement with the commission.

Following questions from commissioners and discussion, Commissioner Spencer moved that ANC 1B protest this application on the basis of peace, order, quiet and parking.

Commissioner McKenzie seconded the motion.

The motion was adopted by roll call vote, 6 yes, 4 no, 1 abstain. The roll call vote was:

<u>YES</u>	<u>NO</u>	<u>ABSTAIN</u>
Spencer	Moss	Lopez
Streett	Muhammad	
Meisch	Thomas	
Smith	Anderson Holness	
McKenzie		
Norman		

Bella, 900 Florida Avenue N.W. – application for a Substantial Change to License

Mr. Michael Naizghi, the applicant, said that he was applying to change from a Restaurant to a Tavern license. Commissioner Spencer said that the Restaurant license food requirement could not be met and he was applying for a Tavern license so he would not have a food requirement.

Following discussion, Commissioner Spencer moved that ANC 1B support the application for a substantial change in license from a Class C Restaurant to Class C Tavern license.

Commissioner Anderson Holness seconded the motion.

The motion was adopted unanimously, 11 yes, 0 no.

GII Restaurant and Lounge, 2632 Georgia Avenue N.W. – application for a Retail Class C Restaurant License

Commissioner McKenzie noted that the applicant had met with the Georgia Avenue Task Force, which had written a letter of support for the application.

Mr. Jeff Jackson, representing the applicant, presented the plans for the establishment. Following questions and discussion, Commissioner McKenzie moved that ANC 1B support GII’s application for a Retail Class C Restaurant license.

Commissioner Meisch seconded the motion.

The motion was adopted, 9 yes, 0 no, 2 abstain. Commissioners Muhammad and Anderson Holness abstained.

Georgia Liquors, 2917 Georgia Avenue N.W. – application for a Retail Class A Liquor Store License

Commissioner Norman noted that the proposal to continue a liquor store at this location presented serious problems for the community. There was extensive community opposition to this application. There are currently eleven other liquor stores in the area, so the neighborhood is saturated. He and the Pleasant Plains Civic Association were trying to work with the applicant to suggest alternative businesses that he could establish at the location, rather than a liquor store.

Mr. Michael Resson, the applicant, said that he felt a liquor store was the most viable business for the area. He described his plans for addressing community concerns and eliminating problems with loitering and crime.

Following questions from the commission and extensive community comments, all of which were opposed to the application, Commissioner Norman moved that ANC 1B protest Georgia Liquors’ application for a Retail Class A Liquor Store license on the basis of peace, order, quiet and parking.

Commissioner McKenzie seconded the motion.

The motion was adopted unanimously, 11 yes, 0 no.

Design Review Applications and Design Review Committee Report

Commissioner Norman presented the report of the Design Review Committee:

ADVISORY NEIGHBORHOOD COMMISSION 1B

**DESIGN REVIEW COMMITTEE
Tony Norman, Chairperson
Report and Recommendations**

July 7, 2011

The Design Review Committee met at the Thurgood Marshall Center, 1816 12th Street N.W., on Monday, June 20, 2011. The meeting was called to order by Chairperson Tony Norman at 6:36 PM. Committee members present were: David Corson, Thomas Dawes, John Fonville, Brad Grant, Lee Jackson, Patrick Nelson, Sylvia Robinson.

Also present: Commissioner Deborah Thomas, Rev. Sandra Butler Truesdale, Jon Kardon, Level 2 Development, David Franco, Level 2 Development, Ann Drummie, Meridian Public Charter School, Alex Silver, Meridian PCS, Michael Broomfield, Meridian PCS, Scott Clark, Meridian Hill Neighborhood Association, Monika Pamp, resident, Tom Carroll, resident, Sungin Cho, WDG, Rick Hanmann, WDG, Jair Lynch, Jair Lynch Development, Andrew Spencer, Jair Lynch Development.

SUMMARY

The Committee reviewed two projects:

- Paul Dunbar apartments, 2001 15th Street NW (Jair Lynch): request for support for design concept for proposed renovations and new construction for review by the Historic Preservation Review Board. This building was formerly known as the Campbell Heights Senior Housing building.
- Meridian Charter School, 2120 13th Street: request for support for disposition of the building to the charter school and for the renovation and addition to the facility.

RECOMMENDATIONS

1. Mr. Lee Jackson moved that the Committee recommend that ANC 1B support the design concept for the proposed renovation and new construction at the Paul Dunbar apartments, 2001 15th Street N.W.. Mr. Brad Grant seconded the motion. The motion was adopted unanimously, 8 yes, 0 no.
2. Mr. John Fonville moved that the committee recommend that ANC 1B endorse the disposition of 2120 13th Street N.W. to the Meridian Charter School, with the stipulation that Meridian Charter School develop a solution to parking issues identified by residents during the committee discussion by the time the full ANC meets on July 7. Mr. Brad Grant seconded the motion. The motion was adopted unanimously, 8 yes, 0 no.

Paul Dunbar Apartments, 2001 15th Street NW

Mr. Jair Lynch presented his plans for renovation and expansion of this residential building, which provides affordable housing for seniors.

Following questions and discussion, Commissioner Thomas moved that ANC 1B support the design concept for the proposed renovation and new construction.

Commissioner Streett seconded the motion.

The motion was adopted unanimously, 9 yes, 0 no.

Meridian Public Charter School, 2120 13th Street N.W.

Commissioner Norman said that this was a question of transferring DC public school property to a public charter school. He noted that the Design Review Committee had recommended supporting this transfer contingent on the charter school developing a solution to parking issues identified by residents during the committee meeting.

Mr. Alex Silver, representing the public charter school, said that the school proposed to relocate from its present location to the former Harrison Elementary School building. He said they were asking for the commission's support for the transfer of the building to the charter school. He also described the proposed solution to the parking issues raised by concerned residents.

An extensive discussion followed, including comments from residents regarding the school's proposed solution to the parking issue.

Commissioner Thomas moved that ANC 1B support the disposition of the Harrison Elementary School building to the Meridian Public Charter School.

Commissioner Anderson Holness seconded the motion.

The motion was adopted unanimously, 11 yes, 0 no.

Grant Applications and Grant Committee Report

Chairperson Lopez announced that there would not be a Grants Committee report.

Transportation Committee Report

Mr. Eric Fidler, Chairperson of the Transportation Committee, presented the committee report, which is attached to these minutes.

Mr. Fidler presented a proposed resolution regarding the proposed taxicab medallion bill (see attached committee report).

Following discussion, Commissioner Meisch moved that ANC 1B adopt the resolution as recommended by the Transportation Committee.

Commissioner Streett seconded the motion.

The motion was adopted unanimously, 10 yes, 0 no.

Mr. Fidler then presented a proposed mission statement for the Transportation Committee (see the attached committee report). Following discussion, Commissioner Moss moved that consideration of the mission statement be tabled to the September commission meeting.

Commissioner Meisch seconded the motion.

The motion was adopted unanimously, 9 yes, 0 no.

New Business

There was no new business.

There being no further business, the meeting was adjourned at 9:56 PM.