



**ADVISORY NEIGHBORHOOD COMMISSION 1B**  
**Government of the District of Columbia**

**Minutes**

**Thursday, August 4, 2011. 7:00 PM,**  
**Reeves Center, 2000 14<sup>th</sup> Street N.W.**

The regular monthly meeting of ANC1B occurred on Thursday, August 4, 2011, at 7:00 pm in the Reeves Center, Commissioner Juan Lopez present as Chair and Commissioner Myla Moss as Secretary. Other Commissioners present during the meeting: Aaron Spencer, Sedrick Muhammad, Deborah Thomas, Charlie Meisch, Lauren McKenzie, Tony Norman.

Commissioners absent: Mary Streett, Ahnna Smith, E. Gail Anderson Holness

Chairperson Lopez observed the presence of a quorum and called the meeting to order at 7:07 PM.

**Approval and Amendment of Agenda**

Chairperson Lopez advised that Commissioner Smith, who was necessarily absent, had requested that a letter of support for the Bryant Street Pumping Station project be added to the agenda under New Business. He moved that the agenda be amended to add this item.

Commissioner Moss seconded the motion.

The motion was adopted unanimously, 8 yes, 0 no.

**Approval of July 7, 2011 minutes**

Commissioner Moss submitted the minutes of the July 7, 2011 commission meeting for approval.

.Commissioner Spencer noted that the draft minutes said the Alero voluntary agreement would be considered at the September 2011 meeting, but that it was on the agenda at this meeting and asked that the minutes be corrected.

There were no other corrections.

Commissioner Moss moved that the minutes be approved as corrected.

Commissioner Muhammad seconded the motion.

The motion was adopted, 8 yes, 0 no.

### **Treasurer's Report**

Commissioner Streett was necessarily absent. Chairperson Lopez presented the Treasurer's report.

### **ANC 1B Treasurers Report – August 4, 2011**

#### **Overview**

The July, 2011 Industrial Bank Statement is attached. The account balance as of July 29, 2011 was \$32,619.55.

The following expenses were paid in July:

<b>Name</b>	<b>Check #</b>	<b>Amount</b>	<b>Purpose</b>
<b>UPS Store</b>	1824	80.00	Printing meeting flyers
<b>James H. Irwin</b>	1825	\$1,292.80	Staff wages-net pay

The following checks were cashed last month

<b>Date cashed</b>	<b>Payee</b>	<b>Check #</b>	<b>Amount</b>
7/11/11	James H. Irwin	1825	\$1,292.80
7/12/11	UPS Store	1824	\$80.00

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#### **Budgeted expenses to be paid:**

<b>Name</b>	<b>Amount</b>	<b>Purpose</b>
James Irwin	\$1,292.80	Staff wages-net pay
James Irwin	\$35.97	Reimburse for website hosting fee
James Irwin	\$16.94	Reimburse for purchase of office supplies (printer paper)

Chairperson Lopez moved that the Treasurer's report be approved.

Commissioner Muhammad seconded the motion.

The motion was adopted unanimously, 8 yes, 0 no.

## Public Safety and Public Safety Committee Report

Commissioner Muhammad presented the Public Safety Committee report.

### **ADVISORY NEIGHBORHOOD COMMISSION 1B PUBLIC SAFETY COMMITTEE Commissioner Sedrick Muhammad, Chairperson Report, August 4, 2011**

Commissioners,

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

#### **PSA 304**

Crime Type	7/4/2010 to 8/3/2010	07/04/2011 to 08/03/2011	% Change
Homicide	0	0 <a href="#">[view map]</a>	N/A
Sex Abuse	1	1 <a href="#">[view map]</a>	No Change
Robbery Excluding Gun	4	6 <a href="#">[view map]</a>	50
Robbery With Gun	1	2 <a href="#">[view map]</a>	100
Assault Dangerous Weapon (ADW) Excluding Gun	1	2 <a href="#">[view map]</a>	100
Assault Dangerous Weapon (ADW) Gun	0	0 <a href="#">[view map]</a>	N/A
<b>Total Violent Crime</b>	<b>7</b>	<b>11 <a href="#">[view map]</a></b>	<b>57</b>
Burglary	0	7 <a href="#">[view map]</a>	N/A
Theft	21	11 <a href="#">[view map]</a>	48
Theft F/Auto	16	5 <a href="#">[view map]</a>	69
Stolen Auto	4	5 <a href="#">[view map]</a>	25
Arson	0	0 <a href="#">[view map]</a>	N/A
<b>Total Property Crime</b>	<b>41</b>	<b>28 <a href="#">[view map]</a></b>	<b>32</b>
<b>Total Crime</b>	<b>48</b>	<b>39 <a href="#">[view map]</a></b>	<b>19</b>

#### **PSA 305**

Crime Type	7/4/2010 to 8/3/2010	07/4/2011 to 08/3/2011	% Change
Homicide	0	0 <a href="#">[view map]</a>	N/A
Sex Abuse	0	2 <a href="#">[view map]</a>	N/A
Robbery Excluding Gun	11	11 <a href="#">[view map]</a>	No Change
Robbery With Gun	4	2 <a href="#">[view map]</a>	50

Assault Dangerous Weapon (ADW) Excluding Gun	2	1 <a href="#">[view map]</a>	50
Assault Dangerous Weapon (ADW) Gun	2	0 <a href="#">[view map]</a>	100
<b>Total Violent Crime</b>	<b>19</b>	<b>16</b> <a href="#">[view map]</a>	<b>16</b>
Burglary	3	5 <a href="#">[view map]</a>	67
Theft	22	25 <a href="#">[view map]</a>	14
Theft F/Auto	28	16 <a href="#">[view map]</a>	43
Stolen Auto	12	8 <a href="#">[view map]</a>	33
Arson	0	0 <a href="#">[view map]</a>	N/A
<b>Total Property Crime</b>	<b>65</b>	<b>54</b> <a href="#">[view map]</a>	<b>17</b>
<b>Total Crime</b>	<b>84</b>	<b>70</b> <a href="#">[view map]</a>	<b>1</b>
<b>Liquor Licenses and ABC Committee Report</b>			

Commissioner Spencer presented the report of the ABC Committee:

**ANC 1B ABC COMMITTEE Report  
AUGUST 2011**

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

<b>Establishment Name or Applicant</b>	Dukem Ethiopian Market & Restaurant <i>Petition Date: 8/22/11; Hearing Date: 9/6/11</i> <i>Licensee requests expansion of premises to include second floor.</i> <i>CURRENT HOURS OF OPERATION: Sunday through Thursday 9:30 am – 2 am and Friday &amp; Saturday 9:30 am – 3 am. CURRENT HOURS OF SALES/SERVICE/CONSUMPTION OF ALCOHOLIC BEVERAGES: Sunday 10 am – 2 am, Monday through Thursday 9:30 am – 2 am and Friday &amp; Saturday 9:30 am – 3 am. CURRENT HOURS OF ENTERTAINMENT Sunday through Thursday 10 am – 2 am, Friday &amp; Saturday 10 am – 3 am.</i>
<b>Location</b>	1114-1118 U Street N.W.
<b>Request and Additional Information</b>	Application for a substantial change to a Retail Class C Restaurant License --
<b>Was a Voluntary Agreement Negotiated? (Y/N or NA (Not Applicable))</b>	No
<b>Motion</b>	<b>No Motion</b>
<b>Committee Vote</b>	<b>No Motion</b>

<b>Committee Recommendation:</b>	<b>No Motion</b>
<b>**Notes</b>	<p>Commissioner Spencer-checked with neighbors and on trash</p> <p>Entertainment endorsement in existence</p> <p>Security during hours of late breakfast</p> <p>No motion made to support or protest</p>

<b>Establishment Name or Applicant</b>	<p>Habesha Market &amp; CarryOut Restaurant,–  <b>Petition Date: 8/15/11; Hearing Date: 8/29/11</b>  <i>NATURE OF OPERATION: Neighborhood restaurant &amp; market offering Ethiopian cuisine, ethnic food items, groceries and coffee with an occupancy load of 50. No entertainment.</i>  <b>HOURS OF OPERATION</b>  <i>Sunday through Saturday 8 am – 5 am.</i>  <b>HOURS OF ALCOHOLIC BEVERAGE SALES/SERVICE/CONSUMPTION:</b>  <i>Sunday 10 am – 2 am, Monday through Thursday 8 am – 2 am and Friday &amp; Saturday 8 am – 3 am</i></p>
<b>Location</b>	1919 9th Street N.W.
<b>Request and Additional Information</b>	Modify VA application for a Retail Class DR Restaurant license --
<b>Was a Voluntary Agreement Negotiated? (Y/N or NA (Not Applicable))</b>	No
<b>Motion</b>	<b>Motion to Support and Recommend ANC1B send letter of support</b>
<b>Committee Vote</b>	<b>4-0-1</b>
<b>Committee Recommendation:</b>	<b>Recommendation to Support with the stipulation that Com. Myla Moss agrees with the license</b>
<b>**Notes</b>	<p>Habesha Market: 1919 9<sup>th</sup> Street  Applying to add beer and wine sales  50 seats  6 years in business  No carryout or live entertainment  <i>Seeking a stipulated license</i>  All indoors (no patio)</p>

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<b>Establishment Name</b>	<p>MBB LLC,—  <b>Petition Date: 8/22/11; Hearing Date: 9/6/11</b>  <b>NATURE OF OPERATION</b>  Tavern will serve appetizers, pizza, charbroiled meats, salads, sandwiches, and desserts. Requesting a summer garden with 34 seats and entertainment endorsement with DJ playing recorded music. No dancing and no nude performances.</p> <p><b>HOURS OF OPERATION FOR INSIDE PREMISE &amp; SUMMER GARDEN:</b> Sunday through Thursday 10 is – 2 am and Friday &amp; Saturday 10 am – 3 am, <b>HOURS OF ALCOHOLIC BEVERAGE SALES/SERVICE/CONSUMPTION FOR INSIDE PREMISE &amp; SUMMER GARDEN:</b> Sunday through Thursday 10 am – 2 am and Friday &amp; Saturday 10 am – 3 am. <b>HOURS OF ENTERTAINMENT:</b> Sunday through Thursday 6 pm – 2 am and Friday &amp; Saturday 6 pm – 3 am</p>
<b>Location</b>	913 U Street N.W. –
<b>Request and Additional Information</b>	Application for Retail Class C Tavern License
<b>Was a Voluntary Agreement Negotiated? (Y/N or Not Applicable)</b>	Yes. Voluntary Agreement is being negotiated
<b>Motion</b>	<b>No Motion</b>
<b>Committee Vote</b>	<b>No Motion</b>
<b>Committee Recommendation:</b>	<b>No Motion</b>
<b>Notes</b>	<p>Two stories 77 seats inside 34 seats on summer garden</p> <p>Seeking entertainment endorsement</p> <p>VA to be negotiated with Committee member Lepsch</p> <p>No Vote</p>

<b>Establishment Name</b>	<p>Lost Society,—  <b>Petition Date: 8/22/11; Hearing Date: 9/6/11</b></p>
<b>Location</b>	2001 14 <sup>th</sup> Street NW.

<b>Request and Additional Information</b>	Renewal of Class C Restaurant license
<b>Was a Voluntary Agreement Negotiated? (Y/N or Not Applicable)</b>	No
<b>Motion</b>	<b>No Motion</b>
<b>Committee Vote</b>	
<b>Committee Recommendation:</b>	<b>No Motion</b>
<b>Notes</b>	**A committee member is visiting the business location.

### **Alero Voluntary Agreement**

Commissioner Spencer noted that Alero requested some revisions to its voluntary agreement and the proposed changes had been tabled at the July meeting. He asked Mr. Matt Bevans, a member of the ABC Committee, to briefly summarize the terms of the voluntary agreement.

Mr. Bevans said that the original agreement had been negotiated with a group of residents at the Ellington apartment building in 2006, none of whom now reside in the building. The terms of the agreement were very restrictive. Representatives of Alero had met with the building management, who supported the proposed revisions.

Commissioner Spencer moved that ANC 1B approve the revised voluntary agreement with Alero.

Commissioner McKenzie seconded the motion.

The motion was adopted unanimously, 8 yes, 0 no.

### **Dukem Ethiopian Market & Restaurant, 1114-1118 U Street N.W. – application for a substantial change to a Retail Class C Restaurant License**

Mr. Jeff Jackson, a consultant representing Dukem, said that the application was to expand their operation to the second floor of their building and for a change in operating hours so that Dukem could serve breakfast foods from 2 AM to 9 AM and Friday and Saturday from 3 AM to 9 AM. The second floor will seat 50 people. He also requested support for a stipulated license. There will be no change in the alcoholic beverage service/consumption hours, which end at 2 AM Monday through Thursday and 3 AM on Friday and Saturday.

One member of the community spoke in favor of the application. No comments in opposition were heard.

Commissioner Spencer moved that ANC 1B support the application of Dukem for a substantial change in its license.

Commissioner Moss seconded the motion.

The motion was adopted unanimously, 8 yes, 0 no.

**Habesha Market & CarryOut Restaurant, 1919 9th Street N.W. – application for a Retail Class DR Restaurant license**

Commissioner Moss said that this market has become very popular and has evolved into a restaurant as well. They are applying for a license to sell only beer and wine.

Mr. Jeff Jackson, representing Habesha, said that the application was for a DR license, which is for beer and wine only. They have been in business for six years, but have never served alcoholic beverages. The total occupancy is 35. They would serve food, but have no entertainment. Trash pickup would be four days a week. There would be security in the early morning hours.

Commissioner Spencer noted that the applicant had met with the ABC Committee, which unanimously recommended supporting the application.

Commissioner Meisch asked whether the license applied to carry-out purchases. Mr. Jackson said it did not.

Commissioner Moss moved that ANC 1B support Habesha's application for a Retail Class DR restaurant license and a stipulated license.

Commissioner Muhammad seconded the motion.

The motion was adopted unanimously, 8 yes, 0 no.

**MBB LLC, 913 U Street N.W. – application for a Retail Class C Tavern License**

Mr. Michael Fonseca, representing MBB LLC, said that this establishment would have 120 seats. The key element is a third floor rooftop deck or summer garden with seating for 34. He said the applicant was at a critical point where the lease had been negotiated, but not executed. Mr. Fonseca was hoping that a voluntary agreement could be negotiated without the need for a protest so that execution of the lease and renovation of the building would not be delayed.

Commissioner Spencer said he recommended that the application be protested in order to maintain standing while negotiating a voluntary agreement as quickly as possible.

Commissioner Spencer moved that ANC 1B protest the application of MBB LLC for a Class C Tavern license on the basis of peace, order, quiet and parking, that a voluntary agreement be negotiated and presented to the commission at the September 1 meeting, and that the commission's protest be withdrawn upon the successful negotiation of a voluntary agreement.

Commissioner Muhammad seconded the motion.

The motion was adopted unanimously, 8 yes, 0 no.



**Satellite Pizza, 2047 9<sup>th</sup> Street N.W. – application for a Retail Class C Tavern License**

Mr. Sheldon Scott, representing Satellite Pizza, noted that a voluntary agreement had already been negotiated and approved by the commission. He briefly reviewed the proposed operation of the business, which would be a pizza place for people to go to after shows and other events in the area. The business will be located across the street from the 930 Club. He hoped to have the business open by the end of the year.

Commissioner Spencer moved that ANC 1B support Satellite Pizza's application for a Retail Class C Tavern license.

Commissioner Moss seconded the motion.

The motion was adopted unanimously, 8 yes, 0 no.

**Lost Society, 2001 14<sup>th</sup> Street NW. – Renewal of Class C Restaurant license**

Commissioner Spencer noted that this is a license renewal. Although they applied for and obtained a liquor license several years ago, the business just recently opened. He has had no complaints.

Commissioner Spencer moved that ANC 1B support Lost Society's application for the renewal of their Class C Restaurant license.

Commissioner McKenzie seconded the motion.

The motion was adopted unanimously, 8 yes, 0 no.

**Resignation of Commissioner Aaron Spencer and Appointment of Interim Chairperson, ABC Committee**

Commissioner Spencer announced that he had recently purchased a condominium in Columbia Heights and would be relocating outside of ANC 1B. He would therefore be submitting his resignation as a Commissioner to the Board of Elections and Ethics on Friday and was now announcing his resignation as Chairperson of the ABC Committee. He thanked commissioners for the opportunity to work with them.

Commissioners and Chairperson Lopez commended Commissioner Spencer for his hard work and his leadership of the ABC Committee.

Commissioner Spencer nominated Commissioner Meisch as Interim Chairperson of the ABC Committee, to serve until the October, 2011 commission meeting.

There were no other nominations.

Commissioner Meisch was appointed Interim Chairperson of the ABC Committee unanimously, 8 yes, 0 no.

## **Design Review Applications and Design Review Committee Report**

Commissioner Norman presented the Design Review Committee report:

### **ADVISORY NEIGHBORHOOD COMMISSION 1B DESIGN REVIEW COMMITTEE Tony Norman, Chairperson Report and Recommendations August 4, 2011**

The Design Review Committee met at the Thurgood Marshall Center, 1816 12<sup>th</sup> Street N.W., on Monday, July 18, 2011. The meeting was called to order by Chairperson Tony Norman at 6:36 PM. Committee members present were: Lee Jackson, Patrick Nelson, Sylvia Robinson.

Also present: Commissioner Charlie Meisch, Jay Green, Dantes Partners, Jordan Bishop, Dantes Partners, Buwa Binte, Dantes Partners, Sasha Rosen, R2L Architects.

#### **SUMMARY**

The Committee reviewed two projects:

- Update on the Justice Park development at 1421 Euclid Street N.W. No action was required of the committee.
- Application for a raze permit for 2221 14<sup>th</sup> Street N.W.
- The Committee discussed the timetable for review and consideration of the Howard University campus plan. Chairperson Norman suggested that the committee might review the recommendations of the campus plan task force and develop its own recommendations for the Commission sometime in August for the September commission meeting.

#### **RECOMMENDATION**

Mr. Lee Jackson moved that the Committee recommend that ANC 1B support the application for a raze permit for the existing structure at 2221 14<sup>th</sup> Street N.W. Mr. Patrick Nelson seconded the motion. The motion was adopted unanimously, 4 yes, 0 no.

#### **REPORT ON RECOMMENDATION**

Mr. Sasha Rosen reported that they were ready to demolish the existing used car structure on the property at 2221 14<sup>th</sup> Street N.W. in preparation for construction of the proposed new apartment building.

- They have received approval from the Board of Zoning Adjustment.
- They had an approved raze permit from the Department of Regulatory and Consumer Affairs in 2008, but the project was delayed.
- DCRA is asking the developer to come back to the community and get renewed support for the raze permit application.
- The developer (Douglas Development) is asking that ANC 1B support the application for a raze permit in response to DCRA's request for community consultation.

### **Raze Permit Application – 2221 14<sup>th</sup> Street N.W.**

Commissioner Thomas moved that ANC 1B support the application for a raze permit for the existing structure at 2221 14<sup>th</sup> Street N.W.

Commissioner Muhammad seconded the motion.

The motion was adopted unanimously, 8 yes, 0 no.

### **Grant Applications and Grant Committee Report**

There was no Grants Committee report.

### **Transportation Committee**

Mr. Eric Fidler, Transportation Committee Chairperson, presented the committee report:

**ANC 1B Transportation Committee  
Report for the committee meeting, Monday, July 11, 2011  
Submitted to ANC 1B on August 4, 2011, by Eric Fidler,  
committee chair**

#### **Agenda**

- Presentation by DDOT on Enhanced Residential Parking Program

**Attendees:** Eric Fidler, Juan Lopez, David Corson, Aaron Rinaca, Jeffrey Willis, Steven Glazerman, Karen Douthwaite, Janice Hylton, Gloria Carlson, Ronald Carlson, Lisa King

**Venue:** Thurgood Marshall Center, 1816 12th St NW, Washington, DC

#### **Enhanced Residential Parking Program**

Presenter: Mr. Harvey Damon  
Policy Planning & Sustainability Admin.  
District Department of Transportation  
damon.harvey@dc.gov  
202 671 0493

Mr. Harvey explained that DDOT was finalizing rulemaking for the Enhanced Residential Parking Program (ERPP), which the DC Council created by legislation in 2010.

The rules permit an ANC to opt into the program by resolution, under the condition that it “establish a notification and approval process for ascertaining support for the ANC’s inclusion in the ERPP program from residents. The ANC resolution must clearly specify the process by which residents were notified and approval was obtained from the residents within the ANC’s boundaries.”

Mr. Harvey stated that the ANC can choose any process it wants to notify and gauge constituent interest, including a survey.

Mr. Harvey said that the ANC’s previous resolution in support of the bill that created this policy was not sufficient to opt in. The ANC will have to pass another resolution satisfying the requirements above. The earliest that DDOT can implement the program is this winter.

Mr. Harvey suggested that in the meantime, residents request that DDOT extend the hours requiring parking permits on their streets. With enough petition signatures, Mr. Harvey himself can adjust the time requirements very quickly. Residents may contact him directly for petition forms.

Residents asked questions and expressed several concerns. There was concern that DDOT is not moving fast enough. There was some displeasure over the fact that Mr. Harvey said the ANC would have to pass another resolution. There was also worry that the pending U Street streetscape project beginning this fall will disqualify surrounding blocks during construction, a time when ERPP is most needed.

Mr. Fidler discussed further Mr. Damon Harvey’s statement that ANC 1B would have to adopt another resolution to opt in to the residential parking program. Since the earliest that DDOT could implement the program would be in the winter, so the Commission has some time to solicit community input and adopt the resolution. He said the Committee would be reviewing this matter further.

The Commission discussed the report at length. Commissioner Muhammad suggested that the requirement for a second resolution was redundant, and that Mr. Harvey should come to the September 1 Commission meeting to discuss this requirement further.

Chairperson Lopez agreed that Mr. Harvey should be invited to make a presentation and answer questions at the September 1 meeting.

## **New Business**

### **Presentation: Cultural Tourism DC: Georgia Ave/Pleasant Plains Heritage Trail**

A representative of the organization presented plans for the Georgia Avenue Heritage Trail dedication. She asked the Commission to support the dedication program by purchasing an advertisement in the event program book.

Chairperson Lopez referred the request to the Grants Committee for review and recommendation.

### **Bryant Street Pumping Station Project support letter**

Commissioner Moss said that the commission heard a presentation on this project at its March meeting. The D.C. Water and Sewer Authority now requested a letter of support for the closing of a section of Bryant Street to accommodate construction.

Commissioner Moss moved that ANC 1B support DCWASA's request to close a section of Bryant Street for construction.

Commissioner Muhammad seconded the motion.

The motion was adopted unanimously, 8 yes, 0 no.

### **Redistricting ANCs**

Chairperson Lopez reported on the first meeting of the Ward One Redistricting Task Force. He distributed maps showing existing ANCs, SMDs and the 2010 census population figures for census blocks. He said that several different proposals were circulating:

1. Changing boundaries of existing ANCs and reducing the size of ANC 1B to six or seven single-member districts.
2. Creating a fifth ANC focused on the Georgia Avenue corridor.

Chairperson Lopez suggested that ANC 1B advocate for the retention of its existing boundaries and propose adjusted SMD boundaries according to changing population within the ANC.

After extended discussion during which Commissioners expressed strong support for retaining the existing boundaries of ANC 1B, Commissioner Muhammad moved that, regardless of what decision ANC 1B makes about redistricting, all Commissioners support Chairperson Lopez's representation of the Commission and stand united behind him.

Commissioner Thomas seconded the motion.

The motion was adopted 8 yes, 0 no, 2 abstain. Commissioners Lopez and McKenzie abstained.

There being no further business, the meeting was adjourned at 9:35 PM.