

**Advisory Neighborhood Commission 6D**  
**Minutes of Business Meeting – January 12, 2015**  
**Held at 1100 4<sup>th</sup> St. SW, Washington DC 20024**  
**Roger Moffatt, Chair**

*\*Minutes to be reviewed prior to and approved at February meeting*

*The Commission convened at 7:02 p.m. The following Commissioners were in attendance at the beginning of the meeting: Roger Moffatt (chairing) Stacy Cloyd, Rachel Reilly Carroll, Rhonda Hamilton, Meredith Fascett, Marjorie Lightman, and Andy Litsky.*

### **Approval of Agenda**

CM Litsky moved to approve the agenda. CM Hamilton seconded. With the addition of ABC appointments, and the substitution of BonChon Chicken for Flippin' Pizza in the ABC section, the agenda was approved 7-0-0.

### **Introduction of Commissioners**

#### **Meeting Announcements**

CM Moffatt: The next ANC meeting will be February 9, 2015 at 7pm at 1100 4<sup>th</sup> St. SW, 2<sup>nd</sup> floor.

CM Carroll: Martin Luther King Jr. day of service will be morning of 1/19 at Pope Branch Park.

There will be fundraisers on 2/17, 3/3, and 3/10 at Nando's Peri-Peri for DCPS schools in 6D

CM Litsky: SW Small Area Plan hearing is 1/28 at 1100 4<sup>th</sup> St. SW, 2<sup>nd</sup> floor.

CM Fascett: Van Ness meeting 1/14 6pm at Van Ness Elementary

CM Cloyd: Public hearing about the South Capitol Street Environmental Impact Statement is 1/22 at Matthews Memorial Church in Anacostia.

CM Hamilton: Amidon-Bowen Elementary is planning a Martin Luther King Jr. day of service, looking for volunteers.

Perry Klein: SWNA is hosting a Small Area Plan meeting 1/26, location TBD (possibly Arena stage) at 6pm

Frank Maduro—He is the mayoral liaison to Ward 6 and can be reached at frank.maduro 202-538-0313

Natalie Randa—There are bimonthly Ward 6 Senior Advisory Committee meetings—the next one is Friday 1/16 at the Northwest One library.

### **Public Safety Report**

Lt. Crystal Beslow, who was just assigned to PSA 105, attended with Commander Brown and Officers Vogel and Smith. Year-over-year, crime is down or equal so far in 2015 except for an increase in burglaries.

- Cmdr. Brown reported on the homicide in 1300 block of 1<sup>st</sup> St SW. It occurred inside the building and does not seem to be a random shooting. Though they've gotten some conflicting information about what led up to the killing, they have good leads and hope to close it soon. They've experienced lots of reports of sounds of gunshots. They're working with housing police but need more cooperation. They've beefed up evening and powershift (overlapping evening and midnight) tours and put up a light-tower.
- CM Carroll asked how we can find out about sounds of gunshots, since there isn't always a crime or an arrest to show up on MPD reports? The answer was to ask on the MPD 1Dlistserv.
- CMs Cloyd and Hamilton: thanks for patrolling and responding to report of car break-in.
- Community questions:

- Gail Fast—can there be more patrols Jefferson’s dismissal time? Cmdr. Brown says school resource officers are there along routes to keep order and they’ll add more officers.
- Bill Schickler—update on smoke at L’Enfant Plaza? Cmdr Brown said it’s under control but there was one fatality.
- The next 1D meeting is 1/21 at 7pm, 101 M St SW.

### **Approval of December Minutes**

CM Cloyd moved to approve the December minutes, CM Litsky seconded. The minutes were approved 7-0-0.

### **Temporary Traffic Interruptions**

*Alum Run: 3/29/15.* Kendrick Ashton presented. The race organizers have been before mayor’s special events committee. It’s the typical 5k route that goes into 6D for a few blocks north of the freeway, near the Federal Center SW metro station. The race benefits various college and university alumni clubs. CM Cloyd noted that D St block will have sidewalk closed for the Museum of the Bible construction and urges them to plan accordingly. CM Litsky moved to send letter of support, CM Hamilton seconded. Passed 7-0-0.

*Scope It Out 5k: 3/22/15.* Michael Sapienza presented. This is their 10th annual event. They have been before mayor’s special events committee. Typical 5k route. Benefits colorectal cancer awareness—2<sup>nd</sup> leading cause nationally of cancer-related deaths. Expects road closures to go only 9-10:30, possibly less. CM Carroll noted that D St block will have sidewalk closed for bible museum renovation. CM Fascett expressed support for cause. CM Moffatt moved to send letter of support, CM Litsky seconded. Passed 7-0-0.

### **Development, Planning, and Transportation**

*SW Small Area Plan:* CM Carroll read resolution with feedback to Office of Planning on draft SW Small Area Plan and moved to send the letter, CM Litsky seconded. He noted that once draft is finalized, ANC would still be able to testify before council before they vote on it. Bill Schickler expressed concern about building in 100-year floodplain. CM Litsky asked Melissa Bird about posting comments online—she said they are hoping to do it all at once, so they plan to do it within a week. They’ll be posted at [planning.dc.gov](http://planning.dc.gov) and on the SW Area Plan website. Motion passed 7-0-0.

*Wharf Quarterly Update:* Shawn Seaman, Robert Rubenkönig, and Elinor Bacon. Fish market intersection now has lights and they should be operational by mid-February. These will allow turns from southbound 12<sup>th</sup> St and northbound Maine Ave into the fish market. They will be driving piles over the next month so there will be noise. On the marine side, the district pier is almost finished with piledriving and the seawall is nearly complete. Capital Yacht Club is in its new home, Jenny’s should be open in mid-February for Chinese New Year. Parcel 1 and Pier 4, parts of stage 1 PUD, are starting design process and will probably come back to ANC in the spring. Parcel 5, which they bought from JBG, is out for RFP and should announce hotel operator in next 90 days. Parcel 3 closed today and Intercontinental hotel will be there. The plan is still to deliver Phase I by end of 2017. CM Moffatt noted that asphalt southbound at intersection of 9<sup>th</sup> St and Maine Ave is in really terrible condition. Shawn said it will be better in the next 2 weeks. They need warmer weather before fixing it because asphalt plants close in the cold. CM Litsky asked about a cogeneration plant—it has been taken out of the plan, Shawn said. It’s too hard to operate it because now there are multiple owners of parcels in the project, and they

aren't allowed to sell power to different owners, just generate it for their own use. There will be a smaller cogeneration plant on parcel 2.

Bob Rubenkönig—SW fireworks festival on April 4 starts the Wharf's season of activities, which goes until December. Also, Bufus got his business license for King Ribs & should be back in action in the spring.

Elinor Bacon—she is leading CBE outreach in wards 5,6,7,8 and should start doing apprentice/job outreach soon. Wharfdc.com is website for updates.

Community questions:

- Erin Anderson, Gangplank Slipholders: pedestrian walkways near fish market are poorly marked and construction workers are often moving the cones. Also cars are parked between fish market and Washington marina, which cuts off the liveboard's vehicular access to supplies for boat maintenance. Shawn said they're looking into it, but they don't own the Washington Marina lot, and the owner doesn't want fish market patrons parking there, so there is a separation of the lots.
- Coralee Fairlee: Does the Odyssey need to change addresses (which would require a change to their liquor license)? Shawn: they'll have to move eventually, but still figuring out when Pier 3 will be reconstructed. Address will remain 600 Water Street SW (so no need for change to license).
- Perry Klein: Is parking set up at fish market? Shawn: yes, 22 parking spaces are all striped.

ZC 02-38D NW Parcel @ 1001 4<sup>th</sup> St. SW: David Smith from Vornado, which is building a 365-unit apartment building (2-story townhouses and single-floor apartments) north of Masala Art and south of Westminster on 4<sup>th</sup> St. Entrance on NE corner of 4<sup>th</sup> and a private drive just south of trees. 5000 sf of retail—1 to 4 spaces. Deliveries won't be on 4<sup>th</sup> St. Fence and trailers arrive this week, excavation starts next week. No pile driving required, no trucks reversing off site. They are trying to avoid trucks going by schools. There will be a construction advisory group with meetings at least quarterly and they'll reach out to CM Lightman. Building should be completed in November 2016, with first units available shortly beforehand. Very limited storage of material on site.

- CM Carroll: concerns about private drives to Skyhouse. Not marked, no speed limit. Worried about repeating problems here. Mr. Smith noted District required private road on 1001 4<sup>th</sup> St, and that USAA owns it but they'll take concerns back to them.
- CM Lightman: everyone is walking along path by Skyhouse East from metro to Arena stage and it's poorly maintained and lit. Vornado noted they don't own that either but will take it back to owner because they manage it. Also they are protecting the trees on the 1001 4<sup>th</sup> St site—3 need to be removed and replaced with specimens of the same caliper. The line of trees north of the site (between site and Westminster) will stay intact.
- CM Moffatt: when trucks leave site, where will they go? They're meeting with contractor tomorrow and will consider his suggestion to go further from Amidon.
- CM Litsky: which parking spaces will disappear during construction? A. Several on 4<sup>th</sup> St. Tell construction crews no dump trucks going down 4<sup>th</sup> St. —Vornado does not intend that. Also, what's up with the agreement with the duck pond? Developers put \$ in escrow, and friends of duck pond park can draw on it to mitigate construction effects.

- CM Cloyd: condo vs. rental? % affordable & at what AMI? It's all rental, no affordable units in this building. The 106 affordable units in Skyhouse satisfied all requirements for affordable housing.

*ZC 11-13 St. Matthews—Motion for Extension of Time for PUD*

6D had previously asked for postponement of Zoning Commission meeting because it's tonight. CM Moffatt moved to write a letter to ZC reiterating that we haven't had any public engagement and oppose extension of PUD without any opportunity to talk to building owners. CM Litsky seconded. Passed 7-0-0.

*ZC 09-09 Forest City SEFC LLC Text Amendment Trapeze School Use*

No one from Forest City attended ANC meeting, so discussion tabled until next month.

*ZC 02-38A & 02-38C SW & SE parcels (Waterfront 375 & 425 M St. SW)*

Gordon Fraley from Vornado/Charles E Smith, who is looking for extension of PUDs for these parcels at the intersection of 4<sup>th</sup> & M SW. On 375 M St SW (east of 4<sup>th</sup> St.) they want a 2-yr extension of first-stage PUD for a planned 355k sf office building and on 425 M St SW (west of 4<sup>th</sup> St.) they want a second 2-yr extension of first-stage PUD for 320k sf office building. Office market is very difficult in DC and has been since 2008, so they don't have the money to do a stage 2 PUD and aren't ready to commit to a design. There will be some ground-floor retail—a total of no less than 18k of retail between the two buildings. They're trying to activate sites—have hosted a bocce charity event and fashion trucks on 425 M St. site; they have also joined SW BID board. On January 24<sup>th</sup> they'll have a "soup" erbowl event with tents and restaurants serving soup for neighbors to vote on, and they're planning to have at least one event per quarter. Brought in brandlink to bring other events to the area. Planning to go to ZC on 2/9. They are chasing RFPs to find tenants.

- CM Carroll: give us more updates so people know about events. They know they need to plan in advance.
- CM Litsky: concern about noncompliance with zoning order about working with ANC—the walkway on the west side is still poorly paved, and there's been minimal activation of the site. There won't be a car showroom on site.
- CM Cloyd: did you get permit for alcohol for bocce event—yes, it was one day permit and no need for ANC approval. Have you considered another use than office? No, market will improve. Will cars be using private drive between metro and Safeway? Maybe, but that's for stage II PUD. What happens if the extension of the PUD doesn't happen? Back to drawing board.
- CM Lightman: lots aren't lit and uneven. It's dangerous and it's not well-shoveled when it snows. Vornado promises to do better in the future.
- CM Fascett: what do you think you'll say to us in 2 years? They can't guarantee they'll have a tenant then, but they think within 2 years with the Wharf and the soccer stadium, it will be easier to get a tenant.

CM Litsky moves that unless Vornado agrees to ask ZC to hear their request at their March meeting instead of February, we vote in opposition to it at this point, asking for specific community benefits and involvement. The developers agreed to ask for a date in March, preferably not in conflict with the ANC 6D meeting, so no vote was taken.

*Historic Landmark Nomination for Lincoln Playground Field House (555 L st. SE): Kent Boese*

- CM Fascett: how many square feet? He doesn't know. What's unique about the architecture? The idea of buildings for play, the brick design. What was done there? He doesn't know, maybe basketweaving or station for track and field events.
- CM Lightman: If it's historic, what happens? It won't be razed, but there will be no conditions on its use. Hope is to repair it. CM Fascett says DPR and DCPS are considering it but it would take \$2m to renovate it. Kent Boese thinks it would take \$500-600k to repair it. One near him in Park View was landmarked and will be renovated w/ \$400k of district funding.
- CM Cloyd: Of the 5 others that haven't been razed (Happy Hollow was razed), which have been landmarked? Just Park View; Twin Oaks has application pending, none have had application rejected. Does having others landmarked hurt historical nature of this one since it's not unique? Mr. Boese says they have different architectures—this is the only one entirely brick, while some are part brick or all balloon-frame—they are “variations on a theme” and adjusted to site needs.
- No vote taken.

*South Capitol St. Environmental Impact Study*

CM Cloyd moved to send comments. CM Litsky seconded.

Bill Schickler: will we consider having committees to reduce ANC workload?

Diane Schultz: isn't 11<sup>th</sup> st. supposed to be the highway bridge and Douglass the local?

Motion to send letter Passed 7-0-0.

CM Litsky moved that CM Cloyd could testify at the hearing, CM Carroll seconded. Passed 7-0-0.

*ZC 02-38 (NE Parcel, 1002 4<sup>th</sup> St. SW): Marc Bleyer, office of the Deputy Mayor for Economic Development and Planning.*

There won't be a library. There will be retail with residential above. The District, who owns the parcel, wants a stage 1 PUD extension for 2 years but probably won't need all that time. They haven't released the RFP yet—the new deputy mayor will want to review it. But they think they'll get a development partner and they don't expect trouble with financing. PUD expires April 15<sup>th</sup>. CM Litsky asked for chance to sit with Marc and learn more about the RFP. There hasn't been a request submitted to ZC. So CM Litsky moved to table any votes on extending PUD. CM Carroll seconded. Passed 6-0-1 (Cloyd abstaining).

*ZC 03-12Q/03-13Q (DCHA redevelopment in SE) Extension and Flexibility*

206 affordable units left to be built in Capper Carrollsburg redevelopment—DCHA wanted total flexibility as to where they went. Office of Planning suggested minimum of 15% on any square and maximum of 50% of any square. CM Cloyd is concerned that they could build a fully market-rate building and a fully affordable one on the same square, meeting OP's guidelines but not creating mixed-income buildings. CM Fascett moved to send Letter to the Zoning Commission asking for 6D to get permission to weigh in before they take any final action, and reiterating our opposition to non-mixed-income buildings. CM Litsky seconded. Passed 6-0-0. (Hamilton absent).

**Alcoholic Beverage Committee: Coralie Farlee, chair.**

*Appointment of ABC Representatives*

CM Lightman: Mike Repass

CM Fascett: will have someone next month

CM Carroll: Lance Dubach, continuing in the role

CM Moffatt: Coralie Farlee, moving from at-large to SMD-based

CM Litsky: Travis Johnson, continuing in the role  
CM Hamilton: Gloria Hamilton, continuing in the role  
CM Cloyd: Mike Mills, continuing in the role

#### *Announcements from the chair*

She will be meeting with the ABRA attorney tomorrow to discuss legislation about which licensees can ban firearms.

Accomplishments in 2014: 6 renewals, 5 new licenses

Justin's failed to file a quarterly report and there's a show cause notice

L'Enfant Plaza is asking for another license safekeeping extension but there are limits to how many extensions they can get.

The ABC did not contact Flippin' Pizza, and was not contacted by them. The next ABC and ANC meetings are after petition date of 2/2. The ANC is not taking any action on their application for a new license.

#### *BonChon Chicken*

Owners were present. The restaurant will have no music outside. They're applying for a CR license. The ABC negotiated a compromise on the number of people who could occupy the sidewalk café, since standees can be noisy—the draft agreement allows 80 people, with a commitment to re-evaluate one year later. They are planning to open April 1, and the ABC voted 4-0 in favor of supporting the community agreement. CM Litsky moved to support the agreement and CM Hamilton seconded. Passed 7-0-0.

#### **Other Presentations and Motions**

*DDOE Anacostia Sediment Project:* Sharon Cooke and Richard Jackson, [Richard.jackson2@dc.gov](mailto:Richard.jackson2@dc.gov)  
DDOE is trying to make the river fishable and swimmable. First step is to figure out what contaminants are in the river and then how to fix it. By 2018, they'll have a remediation plan and can start putting it into action. Report on what the samples show should come out in fall 2015.

#### *Private Road to Skyhouse*

CM Carroll moved to send a letter to DDOT, Vornado, and USAA asking for pedestrian safety improvements for private drive from 4<sup>th</sup> St SW to Skyhouse West, since people walk across it when they travel between the Waterfront metro and Safeway. CM Litsky seconded. CM Lightman offered an amendment that it includes both sides of 4<sup>th</sup> St. and CM Carroll noted that the motion already mentions that so there was no vote on the amendment. The motion passed 7-0-0.

*Washington Project for the Arts:* Samantha May. Noted that 20 trees from 5x5 were planted by James Creek and Syphax Gardens. 2/20-21 there will be an art installation from 8-11pm called "laser cat" at 200 Tingey St SE. Forest City is handling all permits. There will be advance RSVP to prevent excessive crowds. It is a 20-foot tall inflatable cat head projecting lasers and art out of its eyes. On Saturday from noon-4 there will be a family-friendly session with quieter music. At the night sessions, Eric Hilton and other DJs will perform.

*Exelon's Proposed Takeover of Pepco:* CM Litsky moved to send a letter to the Public Service Commission in opposition to the merger of Pepco and Exelon. CM Hamilton seconded. Gene Solon expressed disappointment that no commissioner attended tonight's PSC meeting. He is opposed to the merger. Marc Battle from Pepco attended and offered to answer questions. He pointed out that the Office of the People's Council is a party to the case and is opposed to the merger. Perry Klein asked if Roger worked for Pepco and he said no, he works for Washington Gas. Motion passed 6-1-0 (Cloyd opposed).

### **Commission Updates and Administrative Matters**

- Chair's report: Reminder that audience questions must be questions and must be related to the topic being discussed.
- Treasurer's report: Nothing to report. CM Carroll's Last treasurer's report. Hasn't gotten statements from the bank for several months. CM Moffatt will check with the bank.

### **Election of ANC 6D Officers**

Gottlieb Simon of the District's Office of ANCs facilitated. Officers serve one-year terms. Can be done in a slate vote or in individual votes. CM Cloyd offered the following slate, and Carroll seconded:

Chair: Moffatt

Vice Chair: Litsky

Secretary: Cloyd

Treasurer: Fascett

The slate was elected 7-0-0.

### **ANC Procedural Votes**

#### *Bonding for Commissioners*

CM Moffatt moved to participate in ANC security fund and authorize payment of \$25 in order to do so.

CM Carroll seconded. Passed 7-0-0.

#### *2015 business meeting dates and locations*

2<sup>nd</sup> Monday of each month from Feb 2015-Jan 2016 except no August meeting, and September and October meetings will be 3<sup>rd</sup> Monday because of Rosh Hashana and Columbus Day. The dates will be:

2/9

3/9—200 I St. SE

4/13

5/11

6/8

7/13

9/21

10/19

11/9—200 I St SE

12/14

1/11/16

CM Litsky moved to approve these dates and CM Fascett seconded. Passed 7-0-0.

CM Fascett moved that the location of each meeting should be 1100 4<sup>th</sup> St. SW, except for the March and November meetings, which will be at 200 I St. SE. CM Litsky seconded and the motion passed 7-0-0.

### **Community Concerns**

- Naomi Mitchell noted that she now works for Charles Allen and he'd like to come spend 15-20 minutes. CM Moffatt said yes, time permitting—if schedule is full, maybe March will be better.
- Bill Schickler—it would be good to have transportation and zoning committees on the ANC. Most people on public housing waitlist are under 30% of AMI and a lot of affordable housing units are for 60-80% of AMI. Also, we shouldn't build in the 100-year flood zone. Thank you for refusing to support the soccer stadium without a traffic study. ANC should reject any housing

that doesn't include 20% of units affordable for people 0-30% AMI. And we should put community concerns at the beginning of the meeting.

- Gene Solon—upset that community groups that get donations from Pepco spoke in favor of proposed merger of Pepco and Exelon. The takeover will lead to conflicting objectives and diminished independence and puts the merged entity too far away from monitors.

*The commission adjourned at approximately 10:55 p.m.*

*Minutes prepared by Stacy Cloyd*

*Attested by:* \_\_\_\_\_