

**ANC 6D, MONTHLY BUSINESS MEETING AGENDA, 4/13/2020, Virtual WebEx Meeting | MINUTES \*As approved at the June 8, 2020 meeting\***

**The following Commissioners were in attendance: Gail Fast, Andy Litsky, Rhonda Hamilton, Edward Daniels, Fredrica Kramer, and Anna Forgie. Executive Director Shaun Carter was also in attendance.**

**1. Approval of the Agenda 7:00 pm 3 Min.**

Meeting called to order at 7:11pm by Commissioner Fast. Motion to approve agenda. Approved 4-0-0.

**2. Introduction of the Commission (Commissioners) 7:03 5 Min.**

**3. Announcement of May Business Meeting**

Location TBD, most likely virtual, Mon, 5/11/20 at 7pm

**4. Approval of February ANC Minutes (CM Daniels) 7:09 2 Min.**

Motion, Daniels. Second, Kramer. Approved 4-0-0, (Kramer, Daniels, Hamilton, Fast), not sure if we can hear phone panelists.

**5. Meeting Announcements 7:10 5 Min.**

Norton town hall. Ward food pickups. Mayor's office. Covid hotline 1-888-349-8323. [gethelpdc.gov](http://gethelpdc.gov)

Hamilton, shoutouts to the SWBID, volunteers, churches, etc.

Wharf concerns over social distancing. Wharf came up with a plan that was submitted to DCRA.

**6. Public Safety Report- First District MPD (PSA 103, PSA 105 & PSA 106) Capt. Pulliam, Lt. Donigian, 7:15, 10 Min.**

Update on Navy Yard shooting, bullet through bedroom from outside. Grainy video.

410 M Street SE, stabbing, not life threatening, domestic, complainant not cooperative.

SW incident mentioned by Commissioner Fast. Mercedes.

**7. Ward 6 Councilmember Charles Allen, 7:25, 30 min**

Charles Allen.

**8. Consent Agenda, 7:55, 5min**

- a. Army 10 Miler, Oct 11
- b. Prevent Cancer Foundation 5k, Nov 1
- c. Letter in Support of Providence Diagnostic Imaging Center
- d. Letter in Support of SWBID's Southwest Arts Festival, July 11, (CM Fast)

6-0-0 consent agenda, Motion Kramer, Second Fast

**9. Presentations & Resolutions**

- a. 2020 Census Support Resolution (CM Kramer) 8:00pm, 5 min

Motion, Kramer. Second, Fast. Passes 6-0-0

- b. Letter of Support for Jose Andres' World Central Kitchen at Nationals Park (CM Forgie)

Motion, Forgie. Second, Kramer. Passes 6-0-0

**10. ABC Committee Report, 8:05, 20 min**

- a. La Famosa – 1300 4<sup>th</sup> Street SE, New Class "C" Restaurant License, Cooperative Agreement

Richard Schwinn speaking in opposition on behalf of several units of The Bower Condo. CM Daniels reads support statement from Bower resident Michael Tidwell.

Sidonne (legal counsel) : Sidewalk café has been negotiated to have no music. No live music inside. Hours are similar to the agreement with nearby restaurants. 3am. Restaurant can operate until those hours, on special occasions

Motioned, Daniels. Second, ?. Passes 5-0-1, (Litsky not on phone?)

- b. Colada – 10 Pearl Street SW, New Class "C" Restaurant License, Cooperative Agreement & Stipulated License

Litsky, motion. Fast, second. Passes 6-0-0.

- c. Appointment of SMD07 Representative

Postponed.

## 11. Development, Planning, & Transportation

a. ZC 16-06D – 1900 Half Street SW, Mod of Consequence to Design Review (Educational Use) (CM Kramer), 8:25, 15min

Kramer motioned. Hamilton seconded, 3-0-3

Abstained: Forgie, Fast

4-0-2 passes

b. DC Central Kitchen/River Point (CM Kramer), 8:40, 15 min

Kramer motioned, Daniels second, passes 6-0-0

c. Randall School Easements (CM Forgie) 8:55, 15 min

Forgie motion, Litsky second. Passes 6-0-0

d. Proposal to strengthen guidelines for work on construction sites during Covid-19 pandemic (CM Kramer), 9:10, 5 min

Kramer, motion. Hamilton, second. Passes 6-0-0.

e. ZC 20-04 Text amendment to Subtitle K, Special Purpose Zones, Capitol Gateway Zones CG1-CG7, 9:15, 10 min

Hamilton proposes sending a letter to ask for clarification on this. Hamilton motion, Kramer second. Passes 5-1-0. Opposed, Litsky.

f. Letter to DDOT regarding after-hours utilities work oversight. (CM Forgie) 9:25, 5 min

Forgie, motion. Fast, second. Vote passes 6-0-0.

g. Letter to WMATA regarding idling buses (CM Forgie), 9:30, 5 min

Forgie, motion. ?, second?, vote passes, 6-0-0

h. Request for 5-month temp relocation of Unity SW Health Clinic (CM Hamilton) 9:35 5 min

Hamilton, motion. ?, second. Passes 6-0-0

i. Letter to Public Space Committee concerning ANC oversight of sidewalk café permit process (CM Forgie) 9:40, 5 min

Motion, Forgie. Second, ?. Passes 6-0-0.

j. After-hours request for crane removal at 250 M Street SE (CM Daniels) 9:45, 5 min

Site managers on call to explain the need to start early. Daniels relays concerns from residents. Compromise is to have work done 7am-9pm on Saturday and that's it. Normal hours for them Monday and Tuesday.

Daniels, motion. Fast, second. Passes 6-0-0.

k. After-hours request 80 M Street SE (CM Forgie) 9:50, 5 min

Letter of opposition to be sent to DCRA, Charles Allen, et al. Forgie, motion. ?, second. Passes 5-0-1.

-- Related 950 South Cap. Developer request for ABC license to sell alcohol to residents on penthouse level. Only residents and guests. Commercial use. No physical changes; just programmatic; not operated as bar/lounge; not open to public.

Forgie, motion. Fast, second. Passes 6-0-0.

## **12. Commission Update and Administrative Matters**

a. Chairperson's Report – CM Fast 9:55, 1 min

b. Treasurer's Report – CM Collins 9:56 3 min

i. FY2020 Q2 Financial Report

**13. Community Concerns 9:59 3 min**

**14. Adjournment 10:02**



*Southwest / Navy Yard / Buzzard Point*  
Advisory Neighborhood Commission 6D

1101 Fourth Street, SW  
Suite W 130  
Washington, DC 20024  
202.554.1795  
Email: [6d@anc.dc.gov](mailto:6d@anc.dc.gov)  
Website: [www.anc6d.org](http://www.anc6d.org)

April 16, 2020

Hon. Muriel Bowser, Mayor  
Ernest Chrappah, Director DCR  
Dr. LaQuandra S. Nesbitt, Director DC Health  
Councilmember Charles Allen  
Councilmember Vincent Gray

**OFFICERS**

Chairperson  
*Gail Fast*

Vice Chairperson  
*Andy Litsky*

Secretary  
*Edward Daniels*

Treasurer  
*Ron Collins*

**Sent via email:**

[Mayor.Bowser@public.govdelivery.com](mailto:Mayor.Bowser@public.govdelivery.com)

[Ernest.Chrappah@dc.gov](mailto:Ernest.Chrappah@dc.gov)

[laquandra.nesbitt@dc.gov](mailto:laquandra.nesbitt@dc.gov)

[callen@dccouncil.us](mailto:callen@dccouncil.us)

[vgray@dccouncil.us](mailto:vgray@dccouncil.us)

[Mikaela.Ferrill@dc.gov](mailto:Mikaela.Ferrill@dc.gov)

**COMMISSIONERS**

SMD 1 *Gail Fast*

SMD 2 *Anna Forgie*

SMD 3 *Ronald Collins*

SMD 4 *Andy Litsky*

SMD 5 *Fredrica Kramer*

SMD 6 *Rhonda Hamilton*

SMD 7 *Edward Daniels*

**Re: Policy to Control COVID-19 on Construction Sites**

At a regularly scheduled and properly noticed public meeting on April 13, 2020, with a quorum present, a quorum being four Commissioners, Advisory Neighborhood Commission (ANC) 6D voted 6-0-0 in support of the following resolution to address strengthening current DC Guidelines for work on construction sites.

WHEREAS, the City has deemed all construction projects essential work under current guidelines; and

WHEREAS, construction work is messy and invites teamwork, which makes social distancing and vigilant hand washing and sanitizing difficult; and

WHEREAS, federal recommendations now call for general use of masks to protect the public from persons who are asymptomatic from spreading the virus, and gloves may help limit contagion given the constraints on handwashing and sanitizing on construction sites; and

WHEREAS, construction crews often commute to their work sites in group carpools, eat lunch and take other breaks in groups, often in the vehicle in which they arrived; and

WHEREAS, ANC Commissioners have been instructed to notify DCRA and request an inspector if they find a project in violation; but

WHEREAS, commissioners cannot enter work sites unaccompanied and cannot know what procedures are being followed on the site or inside the buildings beyond what is easily visible from the street; and

WHEREAS, calling for an inspection puts Commissioners in the position of “yelling fire...” without any detailed understanding of the circumstances; and

WHEREAS, on the basis of current guidelines by the DC Department of Health and our own limited access, it is not clear on what basis we could claim a violation; and

WHEREAS, current guidelines do not require sufficient protocols to limit transmission of COVID-19 among construction workers on site or between those workers and their families or the larger community;

BE IT RESOLVED THAT, current DC policy should be strengthened to require that:

- All construction projects submit a safety plan for their operations since COVID-19, to be reviewed by DCRA with input from the ANC in which the project is operating; that
- Work crews be reduced, work schedules staggered, or other adjustments made that fit each project, to ensure that DC Guidelines for social distancing can be practicably enforced on work sites; and .
- Protective protocols include gloves and masks as well as additional arrangements to facilitate handwashing and sanitizing as recommended in DC Guidelines.

More stringent guidelines and a required safety plan with appropriate review and routine monitoring would go much further than current practice in making construction sites safe for their workers and for the families and larger communities with whom they will interact.

**We urge you to give our concerns great weight under the law.**

Should you have any questions, please contact me at [6D01@anc.dc.gov](mailto:6D01@anc.dc.gov) or 202-554-1795.

Sincerely,



Gail Fast

Chairperson, ANC 6D

Southwest, Navy Yard & Buzzard Point



*Southwest / Navy Yard / Buzzard Point*  
Advisory Neighborhood Commission 6D

1101 Fourth Street, SW  
Suite W 130  
Washington, DC 20024  
202.554.1795  
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Website: [www.anc6d.org](http://www.anc6d.org)

April 13, 2020

**OFFICERS**

Chairperson  
*Gail Fast*

Vice Chairperson  
*Andy Litsky*

Secretary  
*Edward Daniels*

Treasurer  
*Ron Collins*

Jay Melder  
Assistant City Administrator for Internal Services  
Office of the City Administrator

John A Wilson Building  
1350 Pennsylvania Avenue, NW, Suite 513  
Washington, DC 20004

[Via email: jay.melder@dc.gov](mailto:jay.melder@dc.gov)

**Re: Request for Temporary Relocation of Unity SW Health Clinic**

Dear Mr. Melder,

**COMMISSIONERS**

SMD 1 *Gail Fast*  
SMD 2 *Anna Forgie*  
SMD 3 *Ronald Collins*  
SMD 4 *Andy Litsky*  
SMD 5 *Fredrica Kramer*  
SMD 6 *Rhonda Hamilton*  
SMD 7 *Edward Daniels*

At a regularly scheduled and properly noticed public meeting on April 13, 2020, with a quorum present, a quorum being four Commissioners, Advisory Neighborhood Commission (ANC) 6D voted 6-0-0 to request the Office of the City Administrator to provide a temporary location of the Unity SW Health Clinic when the current site at 55 L Street SE closes.

ANC 6D is extremely concerned that the Unity SW Health Center is being forced to move out of 55 L Street SE five (5) months before their new space in the new short-term family housing site at 850 Delaware Avenue SW is completed.

ANC 6D and the Southwest residents were promised no disruption in the services that Unity provides daily to this community. As you are also aware, Unity is our only federally qualified health center that serves residents regardless of their ability to pay, and provides critical medical care and social services to seniors and others who have no alternative for services in this community.

The community already endured a disruption in services when construction started on 850 Delaware Avenue SW and the temporary site on L Street SE was being renovated. It is not reasonable to assume that residents with physical disabilities, otherwise compromised health status, and limited financial

resources can access a Unity facility in another part of the City at considerable distance from Southwest.

Unity has served SW, near SE, and other neighborhoods throughout the city for over 30 years. We want to ensure that there is no further gap in services while the new site in the short-term family housing facility is being prepared. We are very appreciative that the District is providing the necessary funding for Unity to build out the new space and ensure their continued presence in our neighborhood. However, it is imperative that a temporary site for Unity is identified near 850 Delaware Avenue SW, or fitted out in a trailer in or near Lansburgh Park or other suitable trailer space.

And, as we navigate through the COVID-19 pandemic, with Unity Health Care identified as one of the testing sites in the District, it is even now more important that consistent community-based health care remain a top priority. This would ensure that our most vulnerable residents will be able to receive critical health care and testing and treatment for COVID-19, if needed.

ANC 6D is asking the Mayor to support us by identifying another temporary site immediately upon Unity's departure from 55 L Street, SE. We cannot afford a gap for services that this community depends on.

**We ask that you provide us with your response no later than May 15, 2020 and urge you to give our concerns great weight under law.**

Should you have any questions, please contact me at [6D01@anc.dc.gov](mailto:6D01@anc.dc.gov) or 202-554-1795.

Sincerely,

A handwritten signature in cursive script, appearing to read "Gail Fast".

Gail Fast Chairperson, ANC 6D  
Southwest, Navy Yard & Buzzard Point





*Southwest / Navy Yard / Buzzard Point*  
Advisory Neighborhood Commission 6D

1101 Fourth Street, SW  
Suite W 130  
Washington, DC 20024  
202.554.1795  
Email: 6d@anc.dc.gov  
Website: www.anc6d.org

April 18, 2020

George Banker  
George.r.banker2.naf@mail.mil

RE: Army Ten-Miler – October 11, 2020

**OFFICERS**

Chairperson  
*Gail Fast*

Vice Chairperson  
*Andy Litsky*

Secretary  
*Edward Daniels*

Treasurer  
*Ronald Collins*

Dear Mr. Banker,

At a regularly scheduled and properly noticed public meeting on April 13, 2020, with a quorum present, a quorum being four Commissioners, Advisory Neighborhood Commission (ANC) 6D voted 6-0-0 in support of your above-referenced event.

ANC 6D Commissioners thank you for your continuing efforts to inform constituents of your upcoming event and working to minimize potential disruption of vehicle and pedestrian traffic within our neighborhoods. The Commission wishes you much success with the event.

**COMMISSIONERS**

SMD 1 *Gail Fast*  
SMD 2 *Anna Forgie*  
SMD 3 *Ronald Collins*  
SMD 4 *Andy Litsky*  
SMD 5 *Fredrica Kramer*  
SMD 6 *Rhonda Hamilton*  
SMD 7 *Edward Daniels*

Sincerely,

Gail Fast  
Chair, ANC 6D  
Southwest, Navy Yard, & Buzzard Point



## *Southwest / Navy Yard / Buzzard Point* Advisory Neighborhood Commission 6D

1101 Fourth Street, SW  
Suite W 130  
Washington, DC 20024  
202.554.1795  
Email: 6d@anc.dc.gov  
Website: www.anc6d.org

April 18, 2020

Amanda Wallach  
amanda.wallach@preventcancer.org

RE: Prevent Cancer Foundation 5K – November 1, 2020

### **OFFICERS**

Chairperson  
*Gail Fast*

Vice Chairperson  
*Andy Litsky*

Secretary  
*Edward Daniels*

Treasurer  
*Ronald Collins*

Dear Ms. Wallach,

At a regularly scheduled and properly noticed public meeting on April 13, 2020, with a quorum present, a quorum being four Commissioners, Advisory Neighborhood Commission (ANC) 6D voted 6-0-0 in support of your above-referenced event.

ANC 6D Commissioners thank you for your continuing efforts to inform constituents of your upcoming event and working to minimize potential disruption of vehicle and pedestrian traffic within our neighborhoods. The Commission wishes you much success with the event.

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Sincerely,

Gail Fast  
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April 14, 2020

Anthony Hood, Chairman  
DC Zoning Commission  
441 4<sup>th</sup> Street, NW  
Washington, DC 20003

### **OFFICERS**

Chairperson

*Gail Fast*

Vice Chairperson

*Andy Litsky*

Secretary

*Edward Daniels*

Treasurer

*Ron Collins*

**Re: Support for Modification of Consequence to Design Review  
Z.C. Case No. 16-06D et seq.  
1900 Half Street, SW (square 666, Lot 15)**

Dear Chairman Hood:

At a regularly scheduled and properly noticed public meeting on April 13, 2020, with a quorum present, a quorum being four Commissioners, Advisory Neighborhood Commission ANC 6D voted 4-0-2 to reiterate our support for Eagle Academy's move from SE to SW, and to support with a condition the Modification of Consequence that the Zoning Commission will consider at its April 27, 2020 public meeting.

Our community will need a variety of amenities on Buzzard Point, schools among them, as residential development continues, and Amidon-Bowen and Van Ness have waiting lists at least for the early childhood grades.

Eagle is proposing to nearly double its enrollment to 250 (a 42% from the current 179 enrolled). How soon and how much it can expand is not yet clear. Eagle's projection for staff increase in the current plan is only from the 29 to 35, which would not suggest that enrollment buildup is imminent.

The proposed lease is for 10 years with two potential renewals, and with an additional 2400 sq. ft. of space in the second tier of formerly retail space to be used by the school. If enrollment does not meet the target, the lease ties up all the retail space for the foreseeable future when as early as this summer ~1000-1500 new households on Buzzard Point will need services.

### **COMMISSIONERS**

SMD 1 *Gail Fast*

SMD 2 *Anna Forgie*

SMD 3 *Ronald Collins*

SMD 4 *Andy Litsky*

SMD 5 *Fredrica Kramer*

SMD 6 *Rhonda Hamilton*

SMD 7 *Edward Daniels*

ANC 6D therefore voted to support the Modification of Consequence for 1900 Half St. SW to accommodate Eagle Academy, with the caveat that lease terms permit returning some of the space to retail if Eagle does not meet target enrollment numbers in five years.

We are always concerned that all our local schools, with staggered grade structures, work together to utilize public dollars in the most responsible and accountable manner. We trust that Eagle will work with the other local schools in ANC 6D to ensure that recruitment and graduation strategies serve all families who wish to be served by the local public schools in our community.

Should you have any questions, please contact me at [6D01@anc.dc.gov](mailto:6D01@anc.dc.gov) or 202-554-1795.

Sincerely,

A handwritten signature in cursive script, appearing to read "Phil Fisher".

Chair, ANC 6D  
Southwest, Navy Yard, & Buzzard Point



## *Southwest / Navy Yard / Buzzard Point* Advisory Neighborhood Commission 6D

1101 Fourth Street, SW  
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April 14, 2020

Anthony Hood, Chairman  
DC Zoning Commission  
441 4<sup>th</sup> Street, NW  
Washington, DC 20003

### **OFFICERS**

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*Gail Fast*

Vice Chairperson  
*Andy Litsky*

Secretary  
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Treasurer  
*Ron Collins*

### **COMMISSIONERS**

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SMD 2 *Anna Forgie*  
SMD 3 *Ronald Collins*  
SMD 4 *Andy Litsky*  
SMD 5 *Fredrica Kramer*  
SMD 6 *Rhonda Hamilton*  
SMD 7 *Edward Daniels*

### **Re: Support for Modification of Consequence to Design Review Z.C. Case No. 17-05A, 2100 2nd Street, SW (Sq. 613, Lot 10)**

Dear Chairman Hood:

At a regularly scheduled and properly noticed public meeting on April 13, 2020, with a quorum present, a quorum being four Commissioners, Advisory Neighborhood Commission ANC 6D voted 6-0-0 to support the Modification of Consequence to Design Review for ZC Case No. 17-05A.

The RiverPoint project, at 2100 2<sup>nd</sup> Street SW, is proposing to use most of the commercial space on the V Street side of the building to for DC Central Kitchen (DCCK), which will allow DCCK to consolidate its entire training and service operation in one location at RiverPoint. Its main training and food preparation location currently is an outdated and physically inadequate space in the basement of the shelter for the homeless Shelter on D Street NW, from which it is eager to relocate.

DC Central Kitchen is a nationally acclaimed non-profit organization with a 31-year track record of high performance, innovation and service, providing training and placement of severely disadvantaged individuals with histories of incarceration, addiction and homelessness into culinary careers. It boasts an overall 87% placement rate, and in its Opportunity Youth program begun in 2019 for young adults disconnected from work and school, a 93% graduation rate and 91% placement rate. Over half of its own 175 full-time are DCCK graduates.

Its location in Buzzard Point offers other benefits to our community and the City. In addition to its overall record of success, its graduates can fill positions in the extraordinary concentration of hotels and restaurants that dominate the new

commercial space being created in the redevelopment of ANC 6D. While we have argued for more neighborhood-serving retail, particularly in Buzzard Point, which will have 1000-1500 residential units coming on line as early as this summer, DCCK offers a particular synergy between its leadership and their relationships with the hotel and restaurant owners in Buzzard Point, opening up positions for its graduates in the many restaurants and hotel space in the area. Finally, hosting a training program for deeply disadvantaged populations and integrating them into the community directly serves our interest in maintaining social diversity in our own community as massive redevelopment in Southwest and Near Southeast challenges that ideal.

Should you have any questions, please contact me at [6D01@anc.dc.gov](mailto:6D01@anc.dc.gov) or 202-554-1795.

Sincerely,



Chair, ANC 6D  
Southwest, Navy Yard, & Buzzard Point



*Southwest / Navy Yard / Buzzard Point*  
Advisory Neighborhood Commission 6D

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Website: [www.anc6d.org](http://www.anc6d.org)

April 17, 2020

Sarah Bouldin-Carr  
Manager, Permit Center  
DCRA, Washington, DC 20024

**OFFICERS**

Chairperson  
*Gail Fast*

Vice Chairperson  
*Andy Litsky*

Secretary  
*Edward Daniels*

Treasurer  
*Ron Collins*

Ms. Bouldin-Carr:

At a regularly scheduled and properly noticed public meeting on April 13, 2020, with a quorum present, a quorum being four Commissioners, Advisory Neighborhood Commission (ANC) 6D voted 6-0-0 to approve an after-hours permit request for **Krysten Kehoe-Farrell of TES for crane dis-mantling at 250 M Street SE on Saturday, April 25, between the hours of 7am-9pm.**

**COMMISSIONERS**

SMD 1 *Gail Fast*  
SMD 2 *Anna Forgie*  
SMD 3 *Ronald Collins*  
SMD 4 *Andy Litsky*  
SMD 5 *Fredrica Kramer*  
SMD 6 *Rhonda Hamilton*  
SMD 7 *Edward Daniels*

While ANC 6D is not required to vote on after-hours permits, Commissioner Daniels has requested this applicant come before the ANC with any after-hours requests. This is to ensure that Commissioner Daniels has enough time to communicate and notify residents nearest the site of what will occur after-hours.

Should you have any questions, please contact me at [6D01@anc.dc.gov](mailto:6D01@anc.dc.gov) or 202-554-1795.

Sincerely,

Chair, ANC 6D  
Southwest, Navy Yard, & Buzzard Point



*Southwest / Navy Yard / Buzzard Point*  
Advisory Neighborhood Commission 6D

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**COMMISSIONERS**

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SMD 5 *Fredrica Kramer*  
SMD 6 *Rhonda Hamilton*  
SMD 7 *Edward Daniels*

April 14, 2020

Donovan Anderson, Chair  
c/o Martha Jenkins, General Counsel  
Alcohol Beverage Control Board  
2000 14<sup>th</sup> Street, NW Suite 400 South  
Washington, DC 20009

RE: Colada Shop Wharf, LLC, ABRA-115922

Dear Mr. Anderson,

At a regularly scheduled and properly noticed public meeting on April 13, 2020, with a quorum present, a quorum being four Commissioners, Advisory Neighborhood Commission (ANC) 6D voted 6-0-0 to support the applicant's request for a Retailer's Class C Restaurant license and Stipulated License and that the ABC Board accept the attached Cooperative Agreement for Colada Shop Wharf LLC.

Should you have any questions, please contact me at [6D01@anc.dc.gov](mailto:6D01@anc.dc.gov) or 202-554-1795.

Sincerely,

Chair, ANC 6D  
Southwest, Navy Yard, & Buzzard Point



ANC6D Cooperative Agreement  
Colada Shop Wharf, LLC, ABRA-115922, 10 Pearl Street, SW  
April 14, 2020



Advisory Neighborhood  
Commission 6D

1101 4<sup>th</sup> Street S.W., Suite W130,  
Washington, DC 20024  
ANC Office: (202) 554-1795  
[6D@anc.dc.org](mailto:6D@anc.dc.org)

**COOPERATIVE AGREEMENT**

THIS COOPERATIVE AGREEMENT (“Agreement”) is made on this 14<sup>th</sup> day of April, 2020, by and between joint ABC license applicants, Colada Shop Wharf, LLC (together, “Applicant”), 10 Pearl Street, SW, Washington, DC 20024, License #115922 and Advisory Neighborhood Commission 6D (“ANC”), collectively, the “Parties”.

PREAMBLE

Through this agreement, both parties aim to create an environment in which the Applicant may operate as a viable contributing establishment in the ANC6D community.

W I T N E S E T H

WHEREAS, Applicant has applied for a new Retailer’s Class C Restaurant license for a business establishment (“Establishment”) with indoor space on the ground floor and one summer garden on the ground floor located at 10 Pearl Street, SW, Washington, D.C. 20024 (“Premises”). There are no endorsements for sidewalk cafés, entertainment, dancing, cover charges, or sports gaming; and

WHEREAS, the Applicant is encouraged to work regularly with ANC6D and its representatives, other neighborhood organizations, and residents to ensure that the business operations facilitate the enjoyment of the surrounding neighborhood; and

WHEREAS, in lieu of the ANC filing a protest against Applicant’s pending ABC License application, the Parties are desirous of entering into a Settlement Agreement pursuant to D.C. Official Code § 25-446 for the operation and maintenance of the Establishment in such a manner as to minimize, within ANC, (1) the effect of the establishment on peace, order, and quiet, including the noise and litter provisions set forth in §§ 25-725 and 25-726; and (2) the effect of the establishment upon residential parking needs and vehicular and pedestrian safety, and to eliminate the need for a Protest Hearing regarding the license application; and

WHEREAS, all parties believe that the statements and provisions contained in this agreement are reasonable and shall become wholly integrated into the day-to-day operation of

ANC6D Cooperative Agreement  
Colada Shop Wharf, LLC, ABRA-115922, 10 Pearl Street, SW  
April 14, 2020

the Establishment. Any change from this model may be of concern to the residents and may be considered within the direction of the Alcoholic Beverage Control Board ("ABC Board") to be a substantial change requiring the ABC Board's approval.

WHEREAS, the Parties have agreed to enter into this Agreement and request that the ABC Board approve the Applicant's license application conditioned upon the Applicant's compliance with the terms of this written Agreement; and

NOW, THEREFORE, in consideration of the recitals set forth above and the mutual covenants and conditions set forth below, the Parties agree as follows:

1. ***Recitals Incorporated.*** The recitals set forth above are incorporated herein by reference.
2. ***Hours of Operation and Sales.*** The Applicant's hours of operation inside the premises shall not exceed:

Sunday through Saturday: 5:00 a.m. – 2:00 a.m.

The Applicant's hours of alcoholic beverage sales, service, and consumption inside the premises shall not exceed:

Sunday through Saturday: 8:00 a.m. – 2:00 a.m.

The Applicant's hours of operation for the outdoor Summer Garden shall not exceed:

Sunday: 6:00 a.m. – 1:00 a.m.;  
Monday and Tuesday: 6:00 a.m. – 12:00 a.m.;  
Wednesday and Thursday: 6:00 a.m. – 1:00 a.m.; and  
Friday and Saturday: 6:00 a.m. – 2:00 a.m.

The Applicant's hours of alcoholic beverage sales, service, and consumption for the outdoor Summer Garden shall not exceed:

Sunday: 8:00 a.m. – 1:00 a.m.;  
Monday and Tuesday: 8:00 a.m. – 12:00 a.m.;  
Wednesday and Thursday: 8:00 a.m. – 1:00 a.m.; and  
Friday and Saturday: 8:00 a.m. – 2:00 a.m.

Provided that: (a) on days designated by the ABC Board as "Holiday Extension of Hours," Applicant may avail itself of, and the ANC will not object to Applicant's applying for, the extended hours so provided; (b) in the event the Council of the District

of Columbia or the ABC Board grants licensees in general extended operating hours (such as for Inauguration), Applicant may avail itself of such extended hours; (c) on January 1 of each year Applicant may operate until 4:00 a.m. The ANC will not object to the Applicant applying for a One Day Substantial Change, in accordance with District law, so that it may offer entertainment until 4:00 a.m. on January 1 of each year or applying for up to 8 One Day Substantial Changes annually in order to play live music in the Summer Garden.

3. **Floors Utilized and Occupancy.** The Applicant will operate its establishment on the ground floor(s) of the building. The Establishment will have no more than 50 seats inside and 30 seats on the Summer Garden, and the maximum occupancy of the Establishment shall not exceed 125 patrons.
4. **Summer Garden.** Prerecorded music may not be played in the Summer Garden. No containers, cups, bottles/cans, etc., shall be permitted outside of or to leave the area regardless of content, except food and beverages packaged "to go." This provision does not pertain to food or non-alcoholic beverages purchased on the interior to be consumed off-premises. The Summer Garden shall be bordered with appropriate barriers to delineate it from the surrounding adjacent areas. Options for such borders may include planters, fencing, shrubbery, or similar techniques.
5. **Noise and Privacy.** Applicant will strictly comply with D.C. Official Code § 25-725 and, to that end, shall use various means, including architectural improvements to the property, and take reasonable actions to ensure that music, noise, and vibration from the Establishment are not audible within the adjacent residential premises. Applicant agrees to keep its doors and windows closed when live music is being played at the establishment. If necessary, Applicant will take reasonable steps to reduce noise emanating from the Establishment by keeping the entry or exit doors closed, except for ingress and egress. Applicant shall inform its patrons by signage or other means that residences are in proximity to the Establishment and urge quiet and decorum by patrons upon exiting the Establishment.
6. **Parking/Public Transportation Arrangements.** It is a concern of the ANC that the Applicant's operation of the Establishment does not create or exacerbate parking problems within the ANC boundaries. Applicant shall notify its patrons (through a website or other means) that there is limited parking in the vicinity and shall provide information about public transportation options.
7. **Public Space and Trash.** The Applicant shall, to the best of their ability, keep the area around the Premises clean and free of litter and shall police these areas sufficiently to assure that refuse and other materials are promptly removed. The Applicant shall either participate in the building's trash removal program or maintain a dumpster and the area adjacent to the dumpster in accordance with the remainder of this paragraph. The

dumpster shall be enclosed with the lids tightly closed and incapable of being entered by rodents, in order to limit odors and help control pest and rodent population. The area around the dumpster shall always be kept clean and the dumpster shall be placed such that it does not encroach on abutting property and so that no garbage is placed on abutting property. Proper (recyclable) removal of grease and oils shall be used and grease and oils shall not be deposited for removal in dumpsters or trash cans. Regular rodent and pest (insect) abatement services shall be utilized. The area around the dumpsters shall be properly cleaned at the end of each night to ensure that no uncontained garbage or malodorous odors are present.

8. ***Security Cooperation in Stemming Illegal Drugs and Public Drinking.*** Applicant agrees that it shall take reasonable, necessary steps to minimize such problems, including, at all times, having a trained employee on site; without limitation, designating a sufficient number of employees to assure adequate security and to control unruly patrons, whether inside or in the immediate outside area; monitoring for and prohibiting sales or use of illegal drugs within or about the Premises; and, maintaining contact and cooperating with MPD and other enforcement officials when known or suspected drug activities occur. Applicant shall take reasonable steps to discourage loitering in the vicinity of the Premises.

Applicant shall have security cameras in several locations which record and store information for at least 30 days, which recordings shall be made available to representatives of ABRA or MPD upon request. ANC acknowledges that Applicant's landlord has sole responsibility for security cameras on the exterior premises.

9. ***License Ownership and Compliance with ABRA Regulations.*** Applicant shall abide by all Alcoholic Beverage Regulations Administration (ABRA) regulations regarding the ownership of the license and all other provisions applicable to liquor licensees, and agrees that ANC shall have standing to ask the ABC Board to enforce any violations of the agreement. Any reference made to specific laws and regulations in this Agreement is meant for informational purposes only. ANC does not intend for a violation of a DC law or regulation to also be considered a violation of this Settlement Agreement.
10. ***Participation in the Community.*** Applicant is encouraged to maintain open communication with ANC, and the community for which ANC acts.
11. ***Notice and Opportunity to Cure.*** In the event that any of the parties is in breach of this Agreement, it shall be entitled to reasonable notice and opportunity to cure, as a condition precedent to seeking enforcement of the Agreement. Unless the breach is of an emergency nature or is a repetition of a prior breach, reasonable notice and opportunity shall permit a cure within 30 days of the date of such notice. If Applicant or the licensee fails to cure within the 30 day period (or, with respect to a breach which reasonably requires more than 30-days to cure, fails to commence cure of such breach or diligently

ANC6D Cooperative Agreement  
Colada Shop Wharf, LLC, ABRA-115922, 10 Pearl Street, SW  
April 14, 2020


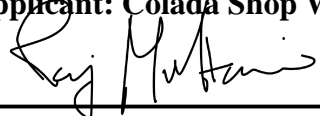
pursue such a cure), failure shall constitute a cause for filing a complaint with the ABC Board pursuant to D.C. Official Code § 25-447. Unless otherwise noted above, any notices required to be made under this Agreement shall be in writing and mailed via certified mail, return receipt requested, postage prepaid, or hand delivered, to the other parties to this Agreement at the following addresses. Notice shall be deemed given as of the time of receipt or refusal of receipt:

If to Applicant:           Colada Shop Wharf, LLC  
                                  10 Pearl Street, SW  
                                  Washington, DC 20024  
                                  Attn: Raj Multani  
                                  Phone: 703-244-6761  
                                  e-mail: info@coladashop.com / raj@coladashop.com

If to ANC:                   Advisory Neighborhood Commission 6D  
                                  1101 4<sup>th</sup> Street SW, W130  
                                  Washington, DC 20024-9998  
                                  Attn: Chair, ANC  
                                  (202) 554-1795  
                                  e-mail: 6D@anc.dc.gov

Failure to give notice shall not constitute waiver or acquiescence to the violation, but notice shall be a prerequisite to the filing of a complaint with the ABC Board or any other enforcement action.

12. **No Protest.** Upon execution of this Agreement by the Parties and its acceptance by the ABC Board, and in reliance thereupon, the ANC shall refrain from filing a protest of the Applicant's pending ABC license application.

<b>ANC6D</b>  Commissioner Gail Fast Chair, ANC6D  April 14, 2020 Date	<b>Applicant: Colada Shop Wharf, LLC</b>  Raj Multani, Managing Partner  4/20/2020 Date
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*Southwest / Navy Yard / Buzzard Point*  
Advisory Neighborhood Commission 6D

1101 Fourth Street, SW  
Suite W 130  
Washington, DC 20024  
202.554.1795  
Email: [6d@anc.dc.gov](mailto:6d@anc.dc.gov)  
Website: [www.anc6d.org](http://www.anc6d.org)

April 14, 2020

Donovan Anderson, Chair  
c/o Martha Jenkins, General Counsel  
Alcohol Beverage Control Board  
2000 14<sup>th</sup> Street, NW Suite 400 South  
Washington, DC 20009

**OFFICERS**

Chairperson  
*Gail Fast*

Vice Chairperson  
*Andy Litsky*

Secretary  
*Edward Daniels*

Treasurer  
*Ron Collins*

RE: La Famosa LLC, ABRA-115848

Dear Mr. Anderson,

At a regularly scheduled and properly noticed public meeting on April 13, 2020, with a quorum present, a quorum being four Commissioners, Advisory Neighborhood Commission (ANC) 6D voted 5-0-1 to support the applicant's request for a Retailer's Class C Restaurant license and that the ABC Board accept the attached Cooperative Agreement for La Famosa LLC.

**COMMISSIONERS**

SMD 1 *Gail Fast*  
SMD 2 *Anna Forgie*  
SMD 3 *Ronald Collins*  
SMD 4 *Andy Litsky*  
SMD 5 *Fredrica Kramer*  
SMD 6 *Rhonda Hamilton*  
SMD 7 *Edward Daniels*

Should you have any questions, please contact me at [6D01@anc.dc.gov](mailto:6D01@anc.dc.gov) or 202-554-1795.

Sincerely,

Chair, ANC 6D  
Southwest, Navy Yard, & Buzzard Point



Advisory Neighborhood  
Commission 6D

1101 4<sup>th</sup> Street S.W., Suite W130,  
Washington, DC 20024  
ANC Office: 202 554-1795  
6D@anc.dc.gov

## **SETTLEMENT AGREEMENT**

THIS SETTLEMENT AGREEMENT (“Agreement”) is made on this 14<sup>th</sup> day of April, 2020, by and between joint ABC license applicants, La Famosa, LLC (together, “Applicant”), 1300 4<sup>th</sup> Street, SE, Washington, DC 20003, License #115848 and Advisory Neighborhood Commission 6D (“ANC”), collectively, the “Parties”.

### **PREAMBLE**

Through this agreement, both parties aim to create an environment in which the Applicant may operate as a viable contributing establishment in the ANC6D community.

### **W I T N E S E T H**

WHEREAS, Applicant has applied for a new Retailer’s Class C Restaurant license for a business establishment (“Establishment”) with indoor space on the ground floor and one summer garden on the ground floor located at 1300 4<sup>th</sup> Street, SE, Washington, D.C. 20003 and one sidewalk café located on Tingey Street (“Premises”). There are no endorsements for entertainment, dancing, cover charges, or sports gaming.

WHEREAS, the Applicant is encouraged to work regularly with ANC6D and its representatives, other neighborhood organizations, and residents to ensure that the business operations facilitate the enjoyment of the surrounding neighborhood; and

WHEREAS, in lieu of the ANC filing a protest against Applicant’s pending ABC License application, the Parties are desirous of entering into a Settlement Agreement pursuant to D.C. Official Code § 25-446 for the operation and maintenance of the Establishment in such a manner as to minimize, within ANC, (1) the effect of the establishment on peace, order, and quiet, including the noise and litter provisions set forth in §§ 25-725 and 25-726; and (2) the effect of the establishment upon residential parking needs and vehicular and pedestrian safety, and to eliminate the need for a Protest Hearing regarding the license application; and

WHEREAS, all parties believe that the statements and provisions contained in this agreement are reasonable and shall become wholly integrated into the day-to-day operation of the Establishment. Any change from this model may be of concern to the residents and may be

ANC6D Settlement Agreement  
La Famosa LLC, ABRA-115848, 1300 4<sup>th</sup> Street, SE  
April 14, 2020

considered within the direction of the Alcoholic Beverage Control Board (“ABC Board”) to be a substantial change requiring the ABC Board’s approval.

WHEREAS, the Parties have agreed to enter into this Agreement and request that the ABC Board approve the Applicant’s license application conditioned upon the Applicant’s compliance with the terms of this written Agreement; and

NOW, THEREFORE, in consideration of the recitals set forth above and the mutual covenants and conditions set forth below, the Parties agree as follows:

1. ***Recitals Incorporated.*** The recitals set forth above are incorporated herein by reference.
2. ***Hours of Operation and Sales.*** The Applicant’s hours of operation for inside premises shall not exceed:

Sunday through Thursday: 7:00 a.m. – 2:00 a.m.; and  
Friday and Saturday: 7:00 a.m. – 3:00 a.m.

The Applicant’s hours of alcoholic beverage sales, service, and consumption for inside premises shall not exceed:

Sunday through Thursday: 8:00 a.m. – 2:00 a.m.; and  
Friday and Saturday: 8:00 a.m. – 3:00 a.m.

The Applicant’s hours of operation for the summer garden and the sidewalk cafe shall not exceed:

Sunday through Thursday: 7:00 a.m. – 12:00 a.m.; and  
Friday and Saturday: 7:00 a.m. – 12:00 a.m.

The Applicant’s hours of alcoholic beverage sales, service, and consumption **for the summer garden and the sidewalk cafe** shall be as follows:

Saturday and Sunday: 8:00am – 12:00 am; and  
Monday through Friday: 8:00am – 12:00 am.

Provided that: (a) on days designated by the ABC Board as "Holiday Extension of Hours," Applicant may not avail itself of the extended hours so provided; (b) in the event the Council of the District of Columbia or the ABC Board grants licensees in general extended operating hours (such as for Inauguration), Applicant may not avail itself of



such extended hours; and (c) on January 1 of each year Applicant may not operate until 4:00 a.m.

3. **Floors Utilized and Occupancy.** The Applicant will operate its establishment on the ground floor(s) of the building. The Establishment will have no more than 60 seats inside and 36 seats on the Summer Garden, 12 seats in the sidewalk café, and the maximum occupancy of the interior of the Establishment shall not exceed 70 patrons.
4. **Summer Garden.** Prerecorded music may not be played in the Summer Garden or sidewalk café. No containers, cups, bottles/cans, etc., shall be permitted outside of or to leave the area regardless of content, excepting food and beverages packaged "to go." This provision does not pertain to food or non-alcoholic beverages purchased on the interior to be consumed off-premises. The Summer Garden and sidewalk café shall be bordered with appropriate barriers to delineate it from the surrounding adjacent areas. Options for such borders may include planters, fencing, shrubbery, or similar techniques.
5. **Noise and Privacy.** Applicant will strictly comply with D.C. Official Code § 25-725 and, to that end, shall use various means and take reasonable actions to ensure that music, noise, and vibration from the Establishment are not audible within the adjacent residential premises. Applicant agrees to keep its doors and windows closed when live music is being played at the establishment. If necessary, Applicant will take reasonable steps to reduce noise emanating from the Establishment by keeping the entry or exit doors closed, except for ingress and egress. Applicant shall inform its patrons by signage or other means that residences are in proximity to the Establishment and urge quiet and decorum by patrons upon exiting the Establishment.
6. **Parking/Public Transportation Arrangements.** It is a concern of the ANC that the Applicant's operation of the Establishment does not create or exacerbate parking problems within the ANC boundaries. Applicant shall notify its patrons (through a website or other means) that there is limited parking in the vicinity and shall provide information about public transportation options.
7. **Public Space and Trash.** The Applicant shall participate in the building's trash removal and storage program. Trash and dumpster areas maintained by the Applicant shall be kept clean. The Applicant shall take reasonable steps to enclose its dumpsters and keep dumpster lids tightly closed and incapable of being entered by rodents, in order to limit odors and help control pest and rodent population. Applicant shall take reasonable measures to ensure that the area around its dumpster(s) is kept clean at all times and the dumpster is placed such that it does not encroach on the abutting property owners and so that no garbage is placed on the abutting property. Applicant will provide for the proper (recyclable) removal of grease and oils and will not deposit these substances for removal in dumpsters or trash cans. Applicant will contract for regular rodent and pest (insect) abatement. Applicant shall have the Establishment and the area around the Premises

properly cleaned at the end of each night to ensure that no uncontained garbage or odors are present the following morning.

Applicant shall keep the sidewalk (up to and including the curb), tree box(es), curb, and alley clean and free of litter, bottles, and other debris in compliance with D.C. Code and Municipal Regulations. Applicant shall take reasonable steps to police these areas sufficiently to assure that refuse and other materials are promptly removed.

8. ***Security Cooperation in Stemming Illegal Drugs and Public Drinking.*** Applicant agrees that it shall take reasonable, necessary steps to minimize such problems, including, at all times, having a trained employee on site; without limitation, designating a sufficient number of employees to assure adequate security and to control unruly patrons, whether inside or in the immediate outside area; and, maintaining contact and cooperating with MPD and other enforcement officials when known or suspected drug activities occur. Applicant shall take reasonable steps to discourage loitering in the vicinity of the Premises.

Applicant shall have adequate security cameras inside the Premises which record and store information for at least 15 days, which recordings shall be made available to representatives of ABRA or MPD upon request.

9. ***License Ownership and Compliance with ABRA Regulations.*** Applicant shall abide by all Alcoholic Beverage Regulations Administration (ABRA) regulations regarding the ownership of the license and all other provisions applicable to liquor licensees, and agrees that ANC may file a complaint with the ABC Board to enforce any violations of the agreement. Any reference made to specific laws and regulations in this Agreement is meant for informational purposes only. ANC does not intend for a violation of a DC law or regulation to also be considered a violation of this Settlement Agreement.
10. ***Participation in the Community.*** Applicant is encouraged to maintain open communication with ANC, and the community for which ANC acts.
11. ***Notice and Opportunity to Cure.*** In the event that any of the parties is in breach of this Agreement, it shall be entitled to reasonable notice and opportunity to cure, as a condition precedent to seeking enforcement of the Agreement. Unless the breach is of an emergency nature or is a repetition of a prior breach, reasonable notice and opportunity shall permit a cure within 30 days of the date of such notice. If Applicant or the licensee fails to cure within the 30 day period (or, with respect to a breach which reasonably requires more than 30-days to cure, fails to commence cure of such breach or diligently pursue such a cure), failure shall constitute a cause for filing a complaint with the ABC Board pursuant to D.C. Official Code § 25-447. Unless otherwise noted above, any notices required to be made under this Agreement shall be in writing and mailed via certified mail, return receipt requested, postage prepaid, or hand delivered, to the other

ANC6D Settlement Agreement  
La Famosa LLC, ABRA-115848, 1300 4<sup>th</sup> Street, SE  
April 14, 2020


parties to this Agreement at the following addresses. Notice shall be deemed given as of the time of receipt or refusal of receipt:

If to Applicant:       La Famosa, LLC  
                              1300 4<sup>th</sup> Street, SE  
                              Washington, DC 20003  
                              Attn: Thomas An  
                              e-mail: [thomascan@gmail.com](mailto:thomascan@gmail.com)

If to ANC:                Advisory Neighborhood Commission 6D  
                              1101 4<sup>th</sup> Street SW, W130  
                              Washington, DC 20024-9998  
                              Attn: Chair, ANC  
                              (202) 554-1795  
                              e-mail: [6D@anc.dc.gov](mailto:6D@anc.dc.gov)

Failure to give notice shall not constitute waiver or acquiescence to the violation, but notice shall be a prerequisite to the filing of a complaint with the ABC Board or any other enforcement action.

12. **No Protest.** Upon execution of this Agreement by the Parties and its acceptance by the ABC Board, and in reliance thereupon, the ANC shall refrain from filing a protest of the Applicant's pending ABC license application.

<b>ANC6D:</b>	<b>APPLICANT:</b>
<b>ANC6D</b> 	<b>La Famosa, LLC</b> 
By: Commissioner Gail Fast Chair, ANC6D	Thomas An, Member
April 14, 2020	04/15/2020
Date	Date



*Southwest / Navy Yard / Buzzard Point*  
Advisory Neighborhood Commission 6D

1101 Fourth Street, SW  
Suite W 130  
Washington, DC 20024  
202.554.1795  
Email: [6d@anc.dc.gov](mailto:6d@anc.dc.gov)  
Website: [www.anc6d.org](http://www.anc6d.org)

**OFFICERS**

Chairperson  
*Gail Fast*

Vice Chairperson  
*Andy Litsky*

Secretary  
*Edward Daniels*

Treasurer  
*Ron Collins*

**COMMISSIONERS**

SMD 1 *Gail Fast*  
SMD 2 *Anna Forgie*  
SMD 3 *Ronald Collins*  
SMD 4 *Andy Litsky*  
SMD 5 *Fredrica Kramer*  
SMD 6 *Rhonda Hamilton*  
SMD 7 *Edward Daniels*

April 13, 2020

Ms. Terri Thompson, Director  
The State Health Planning and Development Agency (SHPDA)  
DC Department of Health  
899 North Capitol Street, NE, 2<sup>nd</sup> Floor  
Washington, DC 20002

Dear Ms. Thompson,

At a regularly scheduled and properly noticed public meeting on April 13, 2020, with a quorum present, a quorum being four Commissioners, Advisory Neighborhood Commission (ANC) 6D voted 6-0-0 to offer support for Providence's Diagnostic Imaging Center.

ANC 6D is pleased that this Center will offer a full range of diagnostic imaging services to District residents, particularly those in Ward 6 some of whom live in the most medically underserved areas in the District and where Providence already has a presence with their Perry Family Health Clinic. ANC 6D believes the services being provided at Providence and at their new free-standing diagnostic imaging center will be essential to the health of our residents and to the most vulnerable residents in the district.

Should you have any questions, please contact me at [6D01@anc.dc.gov](mailto:6D01@anc.dc.gov) or 202-554-1795.

Sincerely,

Gail Fast  
Chair, ANC 6D  
Southwest, Navy Yard, & Buzzard Point



*Southwest / Navy Yard / Buzzard Point*  
Advisory Neighborhood Commission 6D

1101 Fourth Street, SW  
Suite W 130  
Washington, DC 20024  
202.554.1795  
Email: [6d@anc.dc.gov](mailto:6d@anc.dc.gov)  
Website: [www.anc6d.org](http://www.anc6d.org)

April 14, 2020

Melissa Bird, Executive Director  
DC Census 2020

**OFFICERS**

Chairperson  
*Gail Fast*

Vice Chairperson  
*Andy Litsky*

Secretary  
*Edward Daniels*

Treasurer  
*Ron Collins*

CC: Debbie Matties, ANC 4C05

**VIA EMAIL:** [Melissa.Bird@dc.gov](mailto:Melissa.Bird@dc.gov)  
[4C05@anc.dc.gov](mailto:4C05@anc.dc.gov)

**COMMISSIONERS**

SMD 1 *Gail Fast*  
SMD 2 *Anna Forgie*  
SMD 3 *Ronald Collins*  
SMD 4 *Andy Litsky*  
SMD 5 *Fredrica Kramer*  
SMD 6 *Rhonda Hamilton*  
SMD 7 *Edward Daniels*

**Re: ANC 6D Support for DC Census 2020**

At a regularly scheduled and properly noticed public meeting on April 13, 2020, with a quorum present, a quorum being four Commissioners, Advisory Neighborhood Commission (ANC) 6D voted 6-0-0 to support digital and ground efforts to increase participation in the 2020 Census in ANC 6D, and to encourage other ANCs to prioritize communications about the 2020 Census in their neighborhoods.

WHEREAS, every ten years the United States Census Bureau counts residents across the country; and

WHEREAS, ANC 6D supports the U.S. Census Bureau in conducting a complete and accurate count of all U.S. residents as of April 1, 2020; and

WHEREAS, the District of Columbia, including ANC 6D, is one of the most racially and ethnically diverse places in the United States, and this diversity is our strength; and

WHEREAS, a complete count ensures accurate Census data, which provides critical information for government programs, policies, and decision making that affect ANC 6D residents, including the funding of programs such as the Supplemental Nutrition Assistance Program, Section 8 housing choice vouchers, Children's Health Insurance, and Low-Income Home Energy Assistance; and

WHEREAS, Census data is used to update Ward, ANC, and SMD boundaries, determine funding for schools in ANC 6D, and plan for resources such as new playgrounds, recreation centers, senior wellness centers, and programming to serve specific populations; and

WHEREAS, in 2010, Washington, D.C. was the second most undercounted city in the nation, with historical undercounted of low income residents, foreign-born residents, renters in multi-unit buildings, children ages 0-5, and African-American households; and

WHEREAS, the time between March and May 12 is the critical time to engage with residents to ensure they are informed about why the Census matters to ANC 6D, our ward, and our city, and how to participate;

WHEREAS, ANC 6D is committed to raising awareness of the importance of Census 2020 by aggressively reaching out to hard-to-count groups and encouraging their participation in the Census;

RESOLVED, that ANC 6D will, through May 12, 2020, support activities that aim to have every resident in ANC 6D and every SMD counted in the 2020 Census regardless of race, ethnicity, sexual orientation, language spoken, or citizenship status. ANC 6D will therefore:

1. Post regularly on neighborhood listserves, blogs, social media, and other electronic media to encourage residents to complete the Census forms ([DC Census 2020 digital media toolkit](#))
2. Seek out neighborhood volunteers to post and engage on electronic media about the Census
3. Seek out neighborhood volunteers to organize and participate in SMD outreach using materials provided by DC Census 2020 officials and consistent with DC guidelines during COVID-19 restrictions. ([US Census outreach toolkit](#))

Should you have any questions, please contact me at [6D01@anc.dc.gov](mailto:6D01@anc.dc.gov) or 202-554-1795.

Sincerely,



Chair, ANC 6D  
Southwest, Navy Yard, & Buzzard Point



## *Southwest / Navy Yard / Buzzard Point* Advisory Neighborhood Commission 6D

1101 Fourth Street, SW  
Suite W 130  
Washington, DC 20024  
202.554.1795  
Email: [office@anc6d.org](mailto:office@anc6d.org)  
Website: [www.anc6d.org](http://www.anc6d.org)

April 20, 2020

Ernest Chrappah  
Director, DCRA  
1100 4<sup>th</sup> Street SW, 4<sup>th</sup> Floor  
Washington, DC 20024

### **OFFICERS**

Chairperson  
Gail Fast

Vice Chairperson  
Andy Litsky

Secretary  
Edward Daniels

Treasurer  
Ronald Collins

Transmitted via email: [Ernest.Chrappah@dc.gov](mailto:Ernest.Chrappah@dc.gov)

**RE: 80 M St SE**

Dear Director Chrappah,

At a regularly scheduled and properly noticed public meeting on April 13, 2020 with a quorum being present, a quorum being four Commissioners, Advisory Neighborhood Commission (ANC) 6D voted 5-0-1 to submit this correspondence in opposition to a request for an after-hours permit at 80 M St SE.

### **COMMISSIONERS**

SMD 1 *Gail Fast*  
SMD 2 *Anna Forgie*  
SMD 3 *Ronald Collins*  
SMD 4 *Andy Litsky*  
SMD 5 *Fredrica Kramer*  
SMD 6 *Rhonda Hamilton*  
SMD 7 *Edward Daniels*

The ANC is committed to ensuring a safe, livable environment for residents, and to securing and enforcing residents' rights to the quiet enjoyment and habitability of their homes.

ANC 6D has received a request from Columbia Property Trust (hereinafter "the project manager") related to its project at 80 M St SE (hereinafter "the project"). Specifically, the project manager has requested approval from the ANC for a 16-week after-hours permit to work from 7pm-7am Monday-Saturday for its three-floor vertical extension on the existing building.

ANC 6D opposes this blanket request for an extended after-hours permit. Over the course of several months in late 2019, the developer of the project made numerous presentations and had multiple conversations with the ANC and with impacted residents regarding the proposed project. At no time was mention made of months-long nighttime construction. Indeed, the ANC specifically told the developer that while occasional, emergency after-hours permit requests would be considered, there would be no consideration given to such a blanket, months-long request.

The project at 80 M St SE sits immediately across the street from several residential buildings, including the Velocity condominium at 1025 1<sup>st</sup> St SE and the Onyx apartment building at 1100 1<sup>st</sup> St SE, as well as the new phase of Toll Brothers' Parc Riverside project on L St SE. Residents of these buildings have a right to the quiet enjoyment of their homes. While residents understand the need for occasional nighttime work on an emergency basis, they cannot be expected to endure four months of all-night construction every day of the week (except Sunday), especially when the construction work can be completed during regular construction hours.

The ANC notes that in general, the ANC Commissioner, Anna Forgie, for the Single Member District in which this project is situated is responsible for approving or denying after-hours permit requests for that project without input from the ANC as a whole. The ANC supports that practice and it will continue. However, the ANC found the request for this project to be so out of the ordinary as to require a specific vote from the entire Commission. We trust you will not authorize any extended after-hours permits for the project at 80 M St SE without further input from the ANC and Commissioner Forgie.

Should you have any questions, please contact me at [6D01@anc.dc.gov](mailto:6D01@anc.dc.gov) or 202-554-1795.

Sincerely,



Gail Fast  
Chair, ANC 6D  
Southwest, Navy Yard, & Buzzard Point

CC: Councilmember Charles Allen, Ward 6, via email: [Callen@DCCOUNCIL.US](mailto:Callen@DCCOUNCIL.US)  
Sarah Bouldin-Carr, DCRA, via email: [Sarah.bouldin-carr@dc.gov](mailto:Sarah.bouldin-carr@dc.gov)  
Nicole Rogers, DCRA, via email: [Nicole.rogers@dc.gov](mailto:Nicole.rogers@dc.gov)





## *Southwest / Navy Yard / Buzzard Point Advisory Neighborhood Commission 6D*

1101 Fourth Street, SW  
Suite W 130  
Washington, DC 20024  
202.554.1795  
Email: [6d@anc.dc.gov](mailto:6d@anc.dc.gov)  
Website: [www.anc6d.org](http://www.anc6d.org)

### **OFFICERS**

*Chairperson  
Gail Fast*

*Vice Chairperson  
Andy Litsky*

*Secretary  
Edward Daniels*

*Treasurer  
Ronald Collins*

### **COMMISSIONERS**

SMD 1 *Gail Fast*  
SMD 2 *Anna Forgie*  
SMD 3 *Ronald Collins*  
SMD 4 *Andy Litsky*  
SMD 5 *Fredrica Kramer*  
SMD 6 *Rhonda Hamilton*  
SMD 7 *Edward Daniels*

April 20, 2020

District Department of Transportation  
Public Space Permit Office  
Attn: Public Space Committee Coordinator  
1100 4<sup>th</sup> Street, SW, 3<sup>rd</sup> Floor  
Washington, DC 20024

### **VIA E-MAIL:**

Jeffrey Marootian, Director, Department of Transportation:

[jeff.marootian@dc.gov](mailto:jeff.marootian@dc.gov)

Matthew Marcou, Associate Director – Public Space Regulation Division:

[matthew.marcou@dc.gov](mailto:matthew.marcou@dc.gov)

Catrina Felder, Public Space Coordinator: [catrina.felder@dc.gov](mailto:catrina.felder@dc.gov)

Keenan Meaders, Transportation Engineering Tech: [Keenan.meaders@dc.gov](mailto:Keenan.meaders@dc.gov)

### **RE: Sidewalk Café Approvals**

Dear Public Space Committee Coordinator:

At a regularly scheduled and properly noticed public meeting on April 13, 2020, with a quorum being present, a quorum being 4 Commissioners, Advisory Neighborhood Commission (ANC) 6D voted 6-0-0 to submit this correspondence regarding the process for sidewalk café approvals in ANC 6D.

The ANC supports and encourages the development of and existence of sidewalk cafes in the ANC, especially in the rapidly changing Navy Yard area. In the past, the ANC has supported requests from applicants for sidewalk cafes but has imposed certain restrictions to ensure that any accessibility concerns are mitigated and to allow for pedestrian flow. To do this, the ANC has, among other things, requested that applicants maintain a 10' sidewalk space between the café and the street.

Recently, several applicants have come through DDOT's TOPS system to the ANC for approval. However, despite the ANC entering comments and flagging the applicant(s) for further follow-up, the sidewalk café applications have moved through DDOT's approval process without consideration of the ANC's position.

Further, some applications have never come to the ANC at all, leaving the Commission and residents surprised when a new sidewalk café appears without warning.

The ANC is particularly concerned about recent cafes that have appeared along 1<sup>st</sup> St SE south of M St, often without the 10' space between the café and the street. This sidewalk is a major neighborhood thoroughfare, with numerous restaurants and hotels at all times; during Nationals games, the significant increase in pedestrian traffic makes an accessible, spacious sidewalk all the more essential.

The ANC asks that DDOT ensure its TOPS system is set up and monitored appropriately to ensure that the ANC's role is maintained and acknowledged.

Should you have any questions, please contact me at [6D01@anc.dc.gov](mailto:6D01@anc.dc.gov) or 202-554-1795.

Sincerely,

A handwritten signature in cursive script, appearing to read "Gail Fast".

Gail Fast  
Chairperson, ANC 6D  
Southwest, Navy Yard & Buzzard Point

CC: Councilmember Charles Allen, Ward 6, via email: [Callen@DCCOUNCIL.US](mailto:Callen@DCCOUNCIL.US)



## *Southwest / Navy Yard / Buzzard Point* Advisory Neighborhood Commission 6D

1101 Fourth Street, SW  
Suite W 130  
Washington, DC 20024  
202.554.1795  
Email: 6d@anc.dc.gov  
Website: www.anc6d.org

April 20, 2020

District Department of Transportation  
Attn: Jeffrey Marootian, Director  
1100 4<sup>th</sup> Street, SW, 3<sup>rd</sup> Floor  
Washington, DC 20024

### **OFFICERS**

*Chairperson*  
*Gail Fast*

*Vice Chairperson*  
*Andy Litsky*

*Secretary*  
*Edward Daniels*

*Treasurer*  
*Ronald Collins*

Via email: Jeff.marootian@dc.gov

Dear Director Marootian:

At a regularly scheduled and properly noticed public meeting on April 13, 2020, with a quorum being present, a quorum being 4 Commissioners, Advisory Neighborhood Commission (ANC) 6D voted 6-0-0 to submit this correspondence regarding after-hours permits granted to utility companies.

### **COMMISSIONERS**

SMD 1 *Gail Fast*  
SMD 2 *Anna Forgie*  
SMD 3 *Ronald Collins*  
SMD 4 *Andy Litsky*  
SMD 5 *Fredrica Kramer*  
SMD 6 *Rhonda Hamilton*  
SMD 7 *Edward Daniels*

On January 14, 2020, ANC 6D sent a letter (**Attachment 1**) to the Public Service Commission (hereinafter “the PSC”) asking for increased monitoring and enforcement of the utility companies (including, but not limited to, Verizon, Washington Gas, DC Water, and Pepco) operating throughout the city. In response, the PSC directed the ANC to contact the Department of Transportation. **See Attachment 2.**

We write therefore to ask that DDOT (a) implement procedures to require ANC approval of after-hours work conducted by the utilities in all non-emergency incidents in the same way that DCRA currently requires ANC approval for after-hours work conducted within 500 feet of a residence; (b) implement a clear definition of ‘emergency’ and ‘emergent’ to prevent the utilities from categorizing all work as being of an emergent nature; (c) require utilities to provide advance notification to all impacted properties, including to all property managers and the ANC; (d) require utilities to display a copy of any after-hours permit near the work site; (e) require the utilities to have a valid, timely permit for all after-hours work.

On a regular basis, utility crews have appeared without warning in the neighborhood, blocking intersections, closing roads, and creating impassable streets. When asked to display permits for this work, the crews have either (i) been unable to show any permit or (ii) displayed permits expiring at 3:30pm for work being done at 7pm. In response to questions, crews have indicated that

“DDOT said we could work later.” The ANC understands and expects that if DDOT were planning to allow work past a time listed on a permit, the agency would simply extend the time on the permit. We assume DDOT is not providing one guideline on a permit and offering another, contradictory guideline via unofficial communications.

In many instances, it took prompt responses from MPD to resolve situations with the utility company at issue. We urge you therefore to take action to implement increased enforcement of permit requirements and monitoring of the utilities’ work throughout the city. This should include prior notification to residents, ANC authorization for non-emergency utility work after-hours, penalties for utility companies that fail to abide by the terms of their permits, and denial of permits to utility companies who regularly flout traffic and parking laws, thereby putting the safety and security of all residents at risk.

We look forward to your prompt attention to this matter. Should you have any questions, please let me know.

Sincerely,

A handwritten signature in cursive script, appearing to read "Gail Fast".

Gail Fast  
Chairperson, ANC 6D  
Southwest, Navy Yard & Buzzard Point

CC: The Honorable Muriel Bowser, Mayor, via email: [Mayor.Bowser@public.govdelivery.com](mailto:Mayor.Bowser@public.govdelivery.com)  
Councilmember Charles Allen, Ward 6, via email: [Callen@DCCOUNCIL.US](mailto:Callen@DCCOUNCIL.US)  
Council Chair Phil Mendelson, via email: [PMendelson@DCCOUNCIL.US](mailto:PMendelson@DCCOUNCIL.US)  
Councilmember Mary Cheh, Chair, Committee on Transportation and the Environment, via email: [MCheh@DCCOUNCIL.US](mailto:MCheh@DCCOUNCIL.US)



## *Southwest / Navy Yard / Buzzard Point* Advisory Neighborhood Commission 6D

1101 Fourth Street, SW  
Suite W 130  
Washington, DC 20024  
202.554.1795  
Email: 6d@anc.dc.gov  
Website: www.anc6d.org

January 14, 2020

Public Service Commission of the District of Columbia  
Attn: Chairman Willie L. Phillips  
1325 G Street N.W., Suite 800  
Washington, D.C. 20005

### **OFFICERS**

Chairperson

*Gail Fast*

Vice Chairperson

*Andy Litsky*

Secretary

*Edward Daniels*

Treasurer

*Ron Collins*

### **COMMISSIONERS**

SMD 1 *Gail Fast*

SMD 2 *Anna Forgie*

SMD 3 *Ronald Collins*

SMD 4 *Andy Litsky*

SMD 5 *Fredrica Kramer*

SMD 6 *Rhonda Hamilton*

SMD 7 *Edward Daniels*

Dear Chairman Phillips,

At a regularly scheduled and properly noticed public meeting on January 13, 2020, with a quorum present, a quorum being four Commissioners, Advisory Neighborhood Commission (ANC) 6D voted 7-0-0 to require the Public Service Commission to increase its monitoring and enforcement of utility crews operating throughout the city. This includes but is not limited to, Verizon, Washington Gas, DC Water, and Pepco, referred to hereinafter as “the utilities” or “utility crews.”

We ask that you (1) implement procedures to require ANC approval of after-hours work conducted by the utilities in all non-emergency incidents in the same way that DCRA currently requires ANC approval for after-hours work conducted within 500 feet of a residence; (2) implement a clear definition of ‘emergency’ and ‘emergent’ to prevent the utilities from categorizing all work as being of an emergent nature; (3) require utilities to provide advance notification to all impacted properties, including to all property managers and the ANC; (4) require utilities to display a copy of any after-hours permit near the work site; (5) require the utilities to have a valid, timely permit for all after-hours work.

Recent events in ANC 6D represent just a sampling of the type of work and rude, dismissive behavior the utilities engage in on a daily and nightly basis. For example, while jackhammering a sidewalk at 10pm, a Verizon crew occupied half of an intersection, pushing cars into a single lane with no flaggers and no valid permit.

Far more egregious, Verizon jack-hammered a two-foot deep trench down the middle of a street occupied in part by residential buildings at 6:30pm on a Saturday night. The trench made the road impassable, yet there was no valid

permit, no signage, no flaggers, no detours, and no warning. Cars parked on the street could not have exited had they needed to; indeed, no emergency vehicle could have traversed the street. In response to having these flagrant issues pointed out to them, the indifferent crew shrugged, laughed, and kept working. It took a prompt response from MPD to resolve the issue. Surely, MPD is much better employed elsewhere.

We urge you to take action to implement increased enforcement of permit requirements and monitoring of the utilities' work throughout the city. Proper, accurate permits coupled with advance notification to the neighborhood and ANC approval should not be residents' wish lists -- that should be standard protocol.

We ask that you provide us with your response no later than **February 10, 2020** and **urge you to give our concerns great weight under law.**

Should you have any questions, please contact me at [6D01@anc.dc.gov](mailto:6D01@anc.dc.gov) or 202-554-1795.

Sincerely,



Gail Fast  
Chairperson, ANC 6D  
Southwest, Navy Yard & Buzzard Point

With copies to:

The Honorable Muriel Bowser  
Office of the Mayor  
1350 Pennsylvania Ave, Washington DC 20004

Council Chair Phil Mendelson  
1350 Pennsylvania Ave, Suite 540, Washington DC 20004

Councilmember Charles Allen  
1350 Pennsylvania Ave, Suite 110, Washington DC 20024

Office of the Peoples Council  
1133 15th St NW #500, Washington, DC 20005



**Your Energy. Your Voice.**

**Willie L. Phillips**  
**Chairman**

January 31, 2020

Gail Fast  
Chairperson  
Advisory Neighborhood Commission 6D  
1101 Fourth Street, S.W., Suite W130  
Washington, D.C. 20024

Dear Chairperson Fast,


Thank you for your letter of January 14, 2020. We at the Commission share your concern about utilities conducting after-hours non-emergency work and recognize that such work can often be disruptive. However, jurisdiction over the work you describe falls within the portfolio of the Department of Transportation (DDOT) which has management and oversight responsibility for the use and occupancy of the public space. Mr. Matthew Marcou, Associate Director of the Public Space Regulation Division, DDOT, is copied on this correspondence.

Additionally, I have forwarded your letter to our Office of Consumer Services (OCS). To help us monitor this situation, if a utility crew is engaging in after-hours non-emergency work or is otherwise disturbing the peace, you can contact OCS at 202-626-5120 or through our website. Although, we do not have jurisdiction over the matters you describe, we can also contact the utilities and remind them of their need to follow DDOT requirements.

You are also invited to attend our regular community meetings at the PSC offices, starting on February 19, 2020, at 2 pm. If you would like to participate in these community meetings, please contact the Commission's Chief of OCS, Maurice Smith, at 202-626-5129 or [msmith@psc.dc.gov](mailto:msmith@psc.dc.gov).

Thank you for contacting us.

Sincerely,



Willie L. Phillips

CC: Matthew Marcou



## *Southwest / Navy Yard / Buzzard Point* Advisory Neighborhood Commission 6D

1101 Fourth Street, SW  
Suite W 130  
Washington, DC 20024  
202.554.1795  
Email: [6d@anc.dc.gov](mailto:6d@anc.dc.gov)  
Website: [www.anc6d.org](http://www.anc6d.org)

### **OFFICERS**

Chairperson  
Gail Fast

Vice Chairperson  
Andy Litsky

Secretary  
Edward Daniels

Treasurer  
Ronald Collins

April 20, 2020

Hon. John Falcicchio  
Deputy Mayor  
Office of the Deputy Mayor for Planning and Economic Development  
John A. Wilson Building  
1305 Pennsylvania Avenue, NW, Suite 317  
Washington, DC 20004

Sent via email: [John.Falcicchio@dc.gov](mailto:John.Falcicchio@dc.gov)  
With copy to: [callen@DCCouncil.US](mailto:callen@DCCouncil.US)

Re: Randall School Project – Easements

Dear Deputy Mayor Falcicchio:

### **COMMISSIONERS**

SMD 1 *Gail Fast*  
SMD 2 *Anna Forgie*  
SMD 3 *Ronald Collins*  
SMD 4 *Andy Litsky*  
SMD 5 *Fredrica Kramer*  
SMD 6 *Rhonda Hamilton*  
SMD 7 *Edward Daniels*

At a regularly scheduled and properly noticed public meeting on April 13, 2020, with a quorum present, a quorum being four Commissioners, Advisory Neighborhood Commission (ANC) 6D voted 6-0-0 to support various easements on public property associated with the re-development of the historic Randall School property (hereinafter “the project”), including in particular the proposed vehicular turnaround and drop-off area that will be constructed by the developer of the Randall School property (hereinafter “the Developer”) and shared by the Department of Parks and Recreation - Randall Recreation Center and the developer.

The proposed redevelopment of the Randall School calls for a series of easements that are required to comply with the approved PUD and will help implement the project by restoring elements of the urban grid around the Randall School property within former rights of way. First, the Developer has requested certain access easements on the Randall Recreation Center property that are within the former Half Street and H Street SW rights of way as well as a “no-build” easement adjacent to the eastern wing of the project’s proposed new apartment building, and a “turnaround” easement off of I Street SW. In turn, the Developer is granting public access easements along portions of the former H Street and 1<sup>st</sup> Street SW rights of way. The Developer has also requested certain utility easements over the former Half Street SW and former H Street



SW. Finally, the Developer has requested temporary construction easements immediately adjacent to the Randall School.

The ANC's primary concern is ensuring the safety of residents, motorists and bicyclists as well as the ability of residents to enjoy their neighborhood and to move about freely. The ANC is especially concerned about traffic flow and its impact on resident well-being. ANC 6D expects the Developer to continue to work with the ANC and other stakeholders on curbside management components of the project in order to prevent the blockage of the I Street SW bike and vehicular traffic lanes. The ANC also expects that any easement granted for crane swing will not allow the crane to swing over the pool at the Recreation Center.

ANC 6D supports the proposed turnaround on the open space in front of the Randall Recreation Center as well as all required easements and agreements necessary to construct the turnaround. The turnaround will move traffic off of I St SW and onto the property of the Randall School. Further, it will provide a safe and convenient location for pick-up and drop-off for users of the Randall Recreation Center's facilities. When the turnaround was first proposed in 2013, ANC 6D sought further assurances from the then-developer regarding this component, which the ANC recognized was on public land and would benefit not only the public recreation center but also the private development. Pursuant to further discussions, the development team agreed to additional public benefits, including funding for arts programming at the Randall Recreation Center, and ANC 6D supported the PUD. In 2018 the ANC reiterated its support for the project to the Zoning Commission and the Public Space Committee, including explicit support for the turnaround.

ANC 6D requests that DMPED grant all easements necessary to implement the redevelopment plan. Should you have any questions, please contact me at [6D01@anc.dc.gov](mailto:6D01@anc.dc.gov) or 202-554-1795.

Sincerely,



Gail Fast  
Chairperson, ANC 6D  
Southwest, Navy Yard & Buzzard Point

CC: Councilmember Charles Allen, Ward 6



## *Southwest / Navy Yard / Buzzard Point* Advisory Neighborhood Commission 6D

1101 Fourth Street, SW  
Suite W 130  
Washington, DC 20024  
202.554.1795  
Email: [6d@anc.dc.gov](mailto:6d@anc.dc.gov)  
Website: [www.anc6d.org](http://www.anc6d.org)

April 20, 2020

The Honorable Muriel Bowser, Mayor  
John A. Wilson Building  
1350 Pennsylvania Ave NW, Suite 406  
Washington, DC 20004

### **OFFICERS**

*Chairperson*

*Gail Fast*

*Vice Chairperson*

*Andy Litsky*

*Secretary*

*Edward Daniels*

*Treasurer*

*Ronald Collins*

Via email: [eom@dc.gov](mailto:eom@dc.gov)

cc: Mikaela Ferrill: [Mikaela.ferrill@dc.gov](mailto:Mikaela.ferrill@dc.gov)

Dear Mayor Bowser:

At a regularly scheduled and properly noticed public meeting on April 13, 2020, with a quorum being present, a quorum being 4 Commissioners, Advisory Neighborhood Commission (ANC) 6D voted 6-0-0 to submit this letter of thanks and to congratulate José Andrés and his World Central Kitchen for their contributions to the city of Washington, DC during the COVID-19 global health crisis.

### **COMMISSIONERS**

SMD 1 *Gail Fast*

SMD 2 *Anna Forgie*

SMD 3 *Ronald Collins*

SMD 4 *Andy Litsky*

SMD 5 *Fredrica Kramer*

SMD 6 *Rhonda Hamilton*

SMD 7 *Edward Daniels*

As the world and our city have grappled with the COVID-19 pandemic and its ripple effect on all aspects of society, Chef Andrés and his team has acted selflessly and rapidly to feed needy residents, children and seniors in ANC 6D's public housing neighborhoods as well as other various underserved areas in the District including our most vulnerable homeless population.

We congratulate and thank Chef Andrés and his team at World Central Kitchen for their immense contribution to the city of Washington, DC.

Sincerely,

Gail Fast  
Chairperson, ANC 6D  
Southwest, Navy Yard & Buzzard Point

CC: Councilmember Charles Allen, Ward 6, via email: [Callen@DCCOUNCIL.US](mailto:Callen@DCCOUNCIL.US)  
José Andrés, World Food Kitchen, via email: [hello@wck.org](mailto:hello@wck.org)



## *Southwest / Navy Yard / Buzzard Point* Advisory Neighborhood Commission 6D

1101 Fourth Street, SW  
Suite W 130  
Washington, DC 20024  
202.554.1795  
Email: [6d@anc.dc.gov](mailto:6d@anc.dc.gov)  
Website: [www.anc6d.org](http://www.anc6d.org)

April 20, 2020

Washington Metropolitan Area Transit Authority  
Attn: Paul J. Wiedefeld, General Manager and CEO  
600 5th Street, NW  
Washington, DC 20001

### **OFFICERS**

*Chairperson*  
*Gail Fast*

*Vice Chairperson*  
*Andy Litsky*

*Secretary*  
*Edward Daniels*

*Treasurer*  
*Ronald Collins*

**VIA E-MAIL:** [pwiedefeld@wmata.com](mailto:pwiedefeld@wmata.com)

### **RE: Idling Metro Buses**

Dear Mr. Wiedefeld:

At a regularly scheduled and properly noticed public meeting on April 13, 2020, with a quorum being present, a quorum being 4 Commissioners, Advisory Neighborhood Commission (ANC) 6D voted 6-0-0 to submit this correspondence regarding an ongoing concern among residents of ANC 6D about Metro buses idling throughout the neighborhood, including at the intersections of 1<sup>st</sup> St and K St SE and New Jersey Ave and K St SE.

### **COMMISSIONERS**

SMD 1 *Gail Fast*  
SMD 2 *Anna Forgie*  
SMD 3 *Ronald Collins*  
SMD 4 *Andy Litsky*  
SMD 5 *Fredrica Kramer*  
SMD 6 *Rhonda Hamilton*  
SMD 7 *Edward Daniels*

The ANC is concerned about the safety and well-being of residents. Idling buses spew toxic exhaust into the air and disturb the peace and quiet of the neighborhood. *See generally* Ryan PH, et al., *The Impact of an Anti-Idling Campaign on Outdoor Air Quality at Four Urban Schools*, ENVTL. SCI.: PROCESSES & IMPACTS, ROYAL SOC'Y OF CHEMISTRY, no. 11 (2013), *available at* <https://www.ncbi.nlm.nih.gov/m/pubmed/24061789/> (noting marked improvements in air quality during an anti-idling campaign).

Occupied residential buildings are located along K St SE between New Jersey and 1<sup>st</sup>, and between 1<sup>st</sup> and Half St SE, as well as along 1<sup>st</sup> St SE between K and L St SE and on New Jersey Ave at K St SE. Two construction projects in the immediate area will soon house additional residents who will be negatively impacted by these buses.

Pursuant to D.C. MUN. REGS. tit. 20, § 900.1 (2015), vehicles, including “buses with a seating capacity of twelve (12) or more persons ...” are prohibited from “idl[ing] for more than three (3) minutes while the motor vehicle is parked,

stopped, or standing.” The buses standing and idling at this intersection linger far longer than just three minutes, in violation of D.C. law.

To the extent that any of these buses serve as “warming buses during a Cold Emergency Alert,” the restriction on idling still applies within 50 feet of a residential building. These buses are within 50 feet of several residential buildings. Further, vehicles operating as “warming buses” must “use clean fuel, such as Compressed Natural Gas (CNG), ...” or, in the alternative, must be “the newest available model year.” See D.C. MUN. REGS. tit. 20, § 900.1(d).

Residents cannot continue to be exposed to the noise and pollution these buses cause on a daily basis. Please advise as to WMATA’s policy for bus holding locations as well as training and instructions being implemented to stop illegal idling.

Should you have any questions, please contact me at [6D01@anc.dc.gov](mailto:6D01@anc.dc.gov) or 202-554-1795.

Sincerely,



Gail Fast

Chairperson, ANC 6D

Southwest, Navy Yard & Buzzard Point

CC: Councilmember Charles Allen, Ward 6, via email: [Callen@DCCOUNCIL.US](mailto:Callen@DCCOUNCIL.US)  
Councilmember Mary Cheh, Chair, Committee on Transportation and the Environment, via email: [Mcheh@DCCOUNCIL.US](mailto:Mcheh@DCCOUNCIL.US)  
Councilmember Robert C. White, Jr., Chair, Committee on Facilities and Procurement, via email: [RWhite@DCCOUNCIL.US](mailto:RWhite@DCCOUNCIL.US)  
Director Tommy Wells, Department of Energy and the Environment, via email: [Tommy.Wells@dc.gov](mailto:Tommy.Wells@dc.gov)  
Director Jeffrey Marootian, Department of Transportation, via email: [Jeff.marootian@dc.gov](mailto:Jeff.marootian@dc.gov)



## *Southwest / Navy Yard / Buzzard Point* Advisory Neighborhood Commission 6D

1101 Fourth Street, SW  
Suite W 130  
Washington, DC 20024  
202.554.1795  
Email: [office@anc6d.org](mailto:office@anc6d.org)  
Website: [www.anc6d.org](http://www.anc6d.org)

April 20, 2020

Anthony Hood, Chairman  
Zoning Commission of the District of Columbia  
441 4<sup>th</sup> Street, NW, S200  
Washington, DC 20001

### **OFFICERS**

Chairperson  
Gail Fast

Vice Chairperson  
Andy Litsky

Secretary  
Edward Daniels

Treasurer  
Ronald Collins

Transmitted via email: [DCOZ-ZCSubmissions@dc.gov](mailto:DCOZ-ZCSubmissions@dc.gov)

**RE: Application for Modification of Significance to Design Review (17-25A) –  
950 South Capitol Street, SE**

Dear Chairman Hood,

At a regularly scheduled and properly noticed public meeting on April 13, 2020 with a quorum being present, a quorum being four Commissioners, Advisory Neighborhood Commission 6D (“ANC 6D” or the “ANC”) voted 6-0-0 to support the submission by 950 South Capitol Owner LLC (the “applicant”) to the Zoning Commission of a Modification of Significance to Z.C. Case No. 17-25A for the penthouse space at the 950 South Capitol St SE property, which is owned and managed by Related Rentals.

The ANC is committed to ensuring the ability of residents to enjoy their neighborhood and their homes. Creation of a rooftop restaurant/bar space in a residential building presents unique concerns for all residents who want to enjoy rooftop space in the adjoining buildings.

The ANC’s support of this modification of significance is premised on the representations made by the applicant (The Related Companies, L.P. and its counsel Holland & Knight) to the ANC that the intention for the penthouse bar space is to create a space for the applicant to sell alcoholic beverages to residents of the 950 South Capitol St SE building. The applicant will not be creating a restaurant/bar open to the public now or at any point in the future. Further, the applicant will restrict the number of guests residents can bring to the penthouse space to 2-3 guests per resident.

### **COMMISSIONERS**

SMD 1 *Gail Fast*  
SMD 2 *Anna Forgie*  
SMD 3 *Ronald Collins*  
SMD 4 *Andy Litsky*  
SMD 5 *Fredrica Kramer*  
SMD 6 *Rhonda Hamilton*  
SMD 7 *Edward Daniels*

Restrictions on occupancy and hours will also be addressed in a cooperative agreement between the ANC and the applicant in the course of its application to ABRA.

Should these conditions not be met, the ANC's support will be withdrawn.

Should you have any questions, please contact me at [6D01@anc.dc.gov](mailto:6D01@anc.dc.gov) or 202-554-1795.

Sincerely,

A handwritten signature in cursive script, appearing to read "Gail Fast".

Gail Fast

Chair, ANC 6D

Southwest, Navy Yard, & Buzzard Point