

Advisory Neighborhood Commission 6D
Minutes of Business Meeting – January 13, 2020
Held at 1100 4th Street SW, Washington DC 20024
Gail Fast, Chair

As approved at the February 10, 2020 meeting

The Commission convened at 7:01 p.m. The following Commissioners were in attendance: Gail Fast, Andy Litsky, Rhonda Hamilton, Ron Collins, Edward Daniels, Fredrica Kramer, and Anna Forgie. Executive Director Shaun Carter was also in attendance.

Approval of Agenda: CM Litsky moved; CM Collins seconded to approve the agenda with the following changes: 10a should read, 300 7th Street SW; removal of 10 c. Resolution to Create a Pedestrian Only Zone on Half Street SE; and 10d. Resolution to Accept Resident Parking Petition on M Street SW. Passed 7-0-0.

Introduction of Commissioners

Announcement of February meeting – Meeting will be held on February 10, 2020 at 1100 4th Street SW at 7pm.

Approval of the December Meeting Minutes: CM Hamilton moved, CM Fast seconded to table the December minutes until the February 2020 meeting. Passed 7-0-0.

Meeting Announcements:

- CM Fast announced the passing of Dr. Coralie Farlee for served as Chair of the ABC Committee for 11 years. CM Litsky and CM Kramer offered personal remembrances of Coralie and reminded the audience of her leadership of the Friends of the Southwest, which provided over \$260,000 in donations during her tenure. A memorial service is planned and will be announced thru social media.
- SWBid Pocket Change applications are due January 31st
- Congresswoman Norton January 30th 6:30-8:30 at Cleveland Park Library meeting with the National Park Service
- CM Daniels will be holding his 6D07 Neighborhood meeting in February
- Phase 2 Wharf Construction jobs fair on January 24th at DC Housing Authority 10-12pm.
- January 15th PSA 103 & 105 meeting 7pm at Harbor Police
- Reinstating Wednesday storytime at St Matthews Lutheran Church beginning in February and Monday's at Politics and Prose in District Wharf.
- Sacred Grounds coffee shop in St. Matthews is now open
- FLARE electric shuttles seeking to begin operations in 6D
- The groundbreaking for the first 100% Affordable Housing at 1550 1st SW will be held on January 24 at 11 am. Workforce training program & Groundbreaking 1550 1st Street SW providing mixed housing on January 24th
- District Wharf 2020 Event Calendar has been released. Copies can be found on the District Wharf website
- DC Shelter Hotline - 202-399-7093 is there for any residents needing shelter during the winter months.
- Walk with Mayor Bowser MLK Day Parade 11am January 20th meeting at Good Hope SE & MLK Avenue

Public Safety Report – Lt. Donigian (Evening Lt Sector Manager for 106)

- Stats from the past 30-days shows thefts down significantly (55%) however theft from auto still up and with all the new economic development in/around the Navy Yard/Nats Park – an increase in robberies. Events like Enchanted make attendees’ targets.
- One arrest lead to closer of 2 robberies in SW and 1 in Chinatown with one person arrested. Arrests made in the 400 block of O Street SW; 200 block of O Street SW closed in August and they closed the homicide on Half Street SW.
- Fall crime initiative had the largest reduction in violent crime and reduction in total crime. Primary robbery snatch. phone in bag. Theft from autos happen because of valuable property on seat.
- Commissioner Collins- Has there been a resolution to Incident at 7th and G-Robbery?
 - Lt. Donigian- 800 Block of G St closer to 9th-Suspect arrested
- Commissioner Forgie- Constituents concerned about armed robbery outside of First & N (stadium)
 - Lt. Donigian- Victims overserved, they were walking, a gun was involved and they sustained minor injuries-there were no witnesses.
- Commissioner Fast- Congratulations on so many closures. Kudos to team. Great job that MPD is doing. Question on 2 incidences- About altercation where suspect and victim knew each other. Either the victim or suspect lived in SW or were they visiting someone in SW? Arrest made in 500 Block of C Street enticing of minor-It says that victim was from SW. These 2 seem to be arrest of individuals living in SW.
 - Lt. Donigian- Neither suspect or victim lived in SW. The victim did have ties and frequented the area. Enticing of the minor happened at the hotel. Not sure if there is anything further to it.
- Commissioner Kramer- Thank you as commissioner Fast says for the number of closed cases. 2 Questions- Right around block at 3rd Street there was a huge vigil on O street. I assumed resident
 - Lt Donigian- He didn’t live there. He was certainly around a lot
- Commissioner Kramer- Question about O Street.
 - Lt. Donigian-Robbery snatch and it was closed.1100 First Street apartment unlocked-suspect fled and images have been put out about suspect

Consent Agenda

- a. Purple Stride – June 8, 2020 (CM Collins)
- b. Race4Respect – June 1, 2020 (CM Collins)
- c. Marine Corps Marathon – October 25, 2020 (CM Fast)
- d. Herstory 5K – March 7, 2020(CM Collins)
- e. Police Week 5K – May 9, 2020 (CM Collins)
- f. DC Bike Ride – May 16, 2020 (CM Fast & Collins)
- g. Modification of 2020 ANC 6D Meeting Schedule to include cancellation in the event of DC Govt. closure (Fast)
- h. Resolution for signage replacement on Delaware Ave. (CM Kramer)
- i. Pepco Grid Letter, DOEE Letter Regarding Air Quality Concerns, and DDOT Letter Requesting Replacement of Missing Signage on Q St SW (CM Hamilton)

CM Collins moved; CM Kramer seconded. Passed 6-0-1 (Forgie absent).

Presentations and Resolutions

8a. Dept of Energy and Environment Presentation – Jennifer Kulp, Energy Program Specialist spoke on the following programs available to city residents.

- Lead line replacement program
- Solar power initiative
- Low income home energy and water assistance program
- Weatherization assistance program

8b. Wharf Phase 2 Update – PN Hoffman/Balfour Beatty/Vulcan provide update on the problems residents have expressed having to do with their dump trucks lining up on Maine Ave; traveling through neighborhoods and not following approved construction plans and requesting after-hour permits.

- CM Litsky – Who gets the required permits for the project?
 - Wharf: Michael Shimmler is the dedicated permit requesting individual.
- CM Litsky – I approved one Sunday permit and discovered that someone used that one approval to apply for consecutive Sunday permits, who was responsible?
 - Wharf: Regular permit person was on vacation and the permit was applied for by a younger engineer who placed the wrong end date on the permit.
- CM Litsky – I want a promise that your concrete trucks will not enter residential SW neighborhoods, i.e. 2nd street, half street, 4th street.
 - Vulcan – We have regular driver meetings and inform them of the allowed routes and which routes do not allow trucks. Drivers are not contractors.
- CM Fast – I do not want to hear about trucks idling waiting to enter the job site prior to 7am. I urge CM Litsky to not allow evening after-hours work because this project is running directly through residential neighborhoods.
- CM Hamilton – Poor air quality is an issue that needs to be addressed.
- CM Collins – I want to reiterate the point about idling trucks blocking traffic and idling on residential streets, that is a definite no.
- CM Kramer – How do you communicate to the drivers regarding their approved driving routes?
- Wharf – routes are discussed with drivers, some use paper plans, some use GPS on their phones.
- CM Forgie – I have 12 active construction sites in my SMD. I do not want to see a single extra concrete truck in SMD 02. I want to see drivers that are safe and following the prescribed routes and not deviating to try to make additional deliveries.

8c. Letter requesting increased monitoring and enforcement of utility crews operating in the District. CM Forgie moved; CM Litsky seconded to send a letter to Office of the People’s Counsel detailing our concerns that utility companies do not follow the same protocols developer do in requesting non-emergency permits. Passed 7-0-0.

ABC Committee Report

9a. Chopsmith – 11 District Square, SW – New DR +stipulated license

No longer need stipulated license. Summer garden with six seats on Maine Ave frontage and six seats on District Square side.

CM Litsky moved; CM Collins seconded. Passed 7-0-0.

9b. MOMO – 1001 4th Street, SW – New CR

CM Fast moved; CM Hamilton seconded. Passed 5-0-2 (Litsky absent; Forgie abstained)

9c. Appointment of ABC Committee members by their ANC Commissioner

- 6D01 – Mike Repass
- 6D02 – Chris Thiemann
- 6D03 – none
- 6D04 – Travis Johnson
- 6D05 – Melanie Clark

6D06 – Gloria Hamilton

6D07 – none

At-Large – Keara Mehlert; CM Litsky moved; CM Collins seconded. Passed 7-0-0.

Development, Planning, and Transportation

10a. PSC Application – 300 7th Street, SW

This is the new WMATA HQ. CM Fast moved, CM Collins seconded to approve their public space application. Passed 6-0-1 (Forgie abstained).

10b. 11th Street Bridge Park Project Update (CM Daniels) – update on the project. No vote.

10e. Motion to Authorize ANC 6D to testify at the public hearing on the District Waterways. CM Fast moved to authorize CM Litsky and CM Kramer (as backup) to testify at the public hearing on the District Waterways. CM Collins seconded. Passed 7-0-0.

Commission Updates & Administrative Matters

11a. Chairperson’s Report: No report.

11b. Treasurer’s Report:

- i. Resolution for participation in ANC Security Fund and authorize participation payment of \$25. CM Collins moved, CM Litsky seconded. Passed 7-0-0 motion.
- ii. FY2020 1st Quarter Financial Report. CM Collins moved, CM Litsky seconded. Passed 7-0-0.

11c. CM Hamilton offered a slate of officers; CM Kramer seconded. Passed 7-0-0.

Chair – Gail Fast

Vice Chair – Andy Litsky

Secretary – Edward Daniels

Treasurer – Ron Collins

Meeting Adjourned at 10:42 pm.

Prepared by Shaun Carter



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

January 13, 2020

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

Jeff Marootian, Director
District Department of Transportation
55 M Street, SE, Suite 400
Washington, DC 20003

OFFICERS

Chairperson
Gail Fast

Vice Chairperson
Andy Litsky

Secretary
Edward Daniels

Treasurer
Ron Collins

Re: Replacement of Signage on Delaware Avenue and M Street and Half and M Streets, SW

via Email: Jeffrey.marootian@dc.gov

via Email: Andrew.DeFrank@dc.gov

Dear Director Marootian,

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 January 13, 2020, with a quorum being present, a quorum being 4 commissioners, Advisory Neighborhood Commission (ANC) 6D voted 6-0-1 in support of replacing the secondary signage on Delaware Avenue and M Street, and Half Street and M Street, to indicate no entry except for local traffic during National Stadium events. Currently, the secondary signs that indicated restricted entry except for local traffic during stadium events has been removed, leaving only the "Do Not Enter" sign, causing confusion for visitors and commercial vehicle drivers, who believe that the street is entirely restricted to traffic. We request that the secondary signs be replaced.

Should you have any questions, please contact me at 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
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Washington, DC 20024
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Website: www.anc6d.org

January 13, 2020

Diane Romo Thomas

dianeromo-thomas@hotmail.com

OFFICERS

Chairperson

Gail Fast

Vice Chairperson

Andy Litsky

Secretary

Rhonda Hamilton

Treasurer

Ronald Collins

RE: DC Bike Ride – May 16, 2020

Dear Ms. Romo Thomas,

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 6-0-1 in support of your above-referenced 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*

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.

Sincerely,

Gail Fast

Chair, ANC 6D

Southwest, Navy Yard, & Buzzard Point



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

January 13, 2020

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

Julie Hanson

hpeventsdc@gmail.com

OFFICERS

Chairperson

Gail Fast

Vice Chairperson

Andy Litsky

Secretary

Edward Daniels

Treasurer

Ronald Collins

RE: HerStory 5K – March 7, 2020

Dear Ms. Hanson,

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 6-0-1 in support of your above-referenced event.

COMMISSIONERS

SMD 1 *Gail Fast*

SMD 2 *Anna Forgie*

SMD 3 *Ronald Collins*

SMD 4 *Andy Litsky*

SMD 5 *Fredrica Kramer*

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SMD 7 *Edward Daniels*

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Sincerely,

Gail Fast

Chair, ANC 6D

Southwest, Navy Yard, & Buzzard Point



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

January 13, 2020

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

Jared Kline

Jared.Kline@usmc-mccs.org

OFFICERS

Chairperson

Gail Fast

Vice Chairperson

Andy Litsky

Secretary

Edward Daniels

Treasurer

Ronald Collins

RE: Marine Corps Marathon – October 25, 2020

Dear Mr. Kline,

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 6-0-1 in support of your above-referenced 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*

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Sincerely,

Gail Fast

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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Washington, DC 20024
202.554.1795
Email: 6d@anc.dc.gov
Website: www.anc6d.org

January 13, 2020

Julie Hanson

hpeventsd@gmail.com

OFFICERS

Chairperson

Gail Fast

Vice Chairperson

Andy Litsky

Secretary

Edward Daniels

Treasurer

Ronald Collins

RE: Police Week 5K – May 9, 2020

Dear Ms. Hanson,

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 6-0-1 in support of your above-referenced 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*

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Sincerely,

Gail Fast

Chair, ANC 6D

Southwest, Navy Yard, & Buzzard Point



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1101 Fourth Street, SW
Suite W 130
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January 13, 2020

Jeff Ruday

Jeff@JeffRuday.com

OFFICERS

Chairperson

Gail Fast

Vice Chairperson

Andy Litsky

Secretary

Edward Daniels

Treasurer

Ronald Collins

RE: PurpleStride – June 13, 2020

Dear Mr. Ruday,

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 6-0-1 in support of your above-referenced event.

COMMISSIONERS

SMD 1 *Gail Fast*

SMD 2 *Anna Forgie*

SMD 3 *Ronald Collins*

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SMD 5 *Fredrica Kramer*

SMD 6 *Rhonda Hamilton*

SMD 7 *Edward Daniels*

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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

January 13, 2020

Jeff Runday

Jeff@JeffRunday.com

OFFICERS

Chairperson

Gail Fast

Vice Chairperson

Andy Litsky

Secretary

Edward Daniels

Treasurer

Ronald Collins

RE: Race4Respect – June 6, 2020

Dear Mr. Runday,

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 6-0-1 in support of your above-referenced 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*

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.

Sincerely,

Gail Fast

Chair, ANC 6D

Southwest, Navy Yard, & Buzzard Point



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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*

January 21, 2020

Director Christopher Geldart
DC Department of Public Works
Frank D. Reeves Municipal Center
2000 14th Street, NW
Washington, DC 20009

Via email: Chris.Geldart@dc.gov

Cc: callen@dccouncil.us

Dear Director Geldart,

Last year, ANC 6D invited you on two separate occasions to attend our monthly public business meeting. Our first invitation was cancelled by your office the day of our meeting; and at our second invitation, you personally were unable to attend and sent Mr. Carter in your place.

At that meeting, ANC 6D reiterated to Mr. Carter and Ms. Duffie that there has been, and continues to be -- a lack of parking and traffic enforcement in ANC 6D.

Therefore, at a regularly scheduled and properly noticed public meeting on November 18, 2019, with a quorum present, a quorum being four Commissioners, Advisory Neighborhood Commission (ANC) 6D voted 5-0-0 to send a letter to the Department of Public Works (DPW) regarding the ongoing insufficient enforcement of parking (signage) and traffic rules throughout ANC 6D.

A bit of context. ANC 6D represents the burgeoning communities of Southwest, Navy Yard/Ballpark & Buzzard Point. Our ANC includes the largest private development project in the District at The Wharf, as well as the largest public development project – the new Frederick Douglass Bridge, both currently under construction. ANC 6D includes both Nats Park & Audi Field, and all of the attendant glory and challenges that go along with their placement alongside existing residential neighborhoods. Our ANC includes the Washington Navy Yard, Ft. McNair and the headquarters of four Federal Departments with

thousands of employees who work in our neighborhood daily. Last year ANC 6D added both the Museum of the Bible and the Spy Museum.

This surge of development has not been met with the parking enforcement its residents deserve. Below are numerous locations throughout ANC 6D in which serial violations of parking signs occur on a daily and sometimes hourly basis.

- I St SE between South Capitol and Half: ***Parking in no-parking zones***
- K St SE between South Capitol and Half: ***Parking in no-parking zones to pick up from restaurant; parking in public alley***
- G Street SW between 9th and 7th Streets SW: ***Enforcement of RPP***
- 7th Street SW between I and G Streets SW: ***Enforcement of RPP***
- Maine Ave SW under the 12th St overpass : ***Parking in no-parking zones***
- ***Illegal*** Parking under the bridge linking 12th Street, SW to Maine Avenue -- in both directions.
- Parking in drop-off and loading zones on Maine Avenue, SW: ***Parking in no-parking zones***
- Daily ***illegal parking*** by delivery vehicles in travel lanes along Maine Avenue, SW
- G Street, SW (from 2nd to 7th Street, SW): ***Enforcement of RPP***
- 4th Street, SW (From M Street, SW to I Street, SW): ***Double parking violations, private, commercial and government vehicles***
- M Street, SW/Maine Avenue SW (From 14th Street Bridge Exit to 7th Street, SW): ***Double parking violations, private and commercial vehicles***
- Buses parked in bicycle lanes in Banneker Park: ***Illegal parking in bike lanes***

These locations should not be foreign to DPW – ANC 6D Commissioners have reported repeated violations at these “hot spots” to the city’s under-performing 311 system. Responses from the 311 system range from offering a “completion” date of 6 months later to simply ignoring the report. And if through some luck of the enforcement god, DPW is actually dispatched, more times than not – the car and the violator are already gone before DPW arrives.

ANC 6D is also requesting a detailed explanation of how your agency works in conjunction with DDOT when new parking restrictions are imposed? For example, at the intersection of L St and 1st St SE, the no-parking area along the western side of 1st St immediately north of L has been expanded as of last fall to create a single spot for loading or drop-off. Nevertheless, cars still routinely park there. Have you and DDOT discussed this location so that it is now on DPW enforcement radar? That same intersection will have additional parking changes in the near future that will merit further DPW enforcement.

Finally, how does DPW intend to pursue payment from the now well-documented illegally parked cars that have incurred tens of thousands of dollars in unpaid tickets.? We note the November 2018 correspondence sent from Councilmember Allen to your agency regarding, in part, the proliferation of illegally parked vehicles and the absence of any enforcement. The majority of 6D violators are from out-of-state vehicles (especially Maryland and Virginia) who would rather park illegally in and around the Wharf, Nats Park, Audi Field, etc, and “chance” receiving a parking ticket rather than utilize paid parking or public transportation.

We ask that you provide us with a prompt 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 or 202-554-1795.

Sincerely,

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

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

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

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.”

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*

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 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



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*

January 14, 2020

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

RE: Chopsmith LLC, t/a Chopsmith. ABRA # 115588

Dear Mr. Anderson,

At a regularly scheduled and properly noticed public meeting on January 14, 2020, with a quorum present, a quorum being four Commissioners, Advisory Neighborhood Commission (ANC) 6D voted 7-0-0 to support the applicant's request for a License Class DR and that the ABC Board accept the attached Cooperative Agreement for Chopsmith LLC, t/a Chopsmith.

Please contact Commissioner Gail Fast at 6D01@anc.dc.gov if you have any questions or concerns.

Sincerely,

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



Advisory Neighborhood Commission 6D

1101 4th Street S.W., Suite W130, Washington, DC
20024
ANC Office: 202.554-1795 office@anc6d.org

□

COOPERATIVE AGREEMENT

THIS COOPERATIVE AGREEMENT (“Agreement”) is made on this 14th day of January 2020 by and between ABC license applicant, Chopsmith LLC t/a Chopsmith (“Applicant”), 11 District Square, SW, Washington, DC 20024, License # 115588, 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 License Class DR for a business establishment (“Establishment”) with indoor space on the ground floor, with one summer garden, and no entertainment, dancing, cover charge, or sports gaming license endorsement, located at 11 District Square, SW, Washington, D.C. 20024 (“Premises”); 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 the effect, within the ANC, on (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 considered within the Board’s direction to be a substantial change requiring the Board’s approval.

WHEREAS, the Parties have agreed to enter into this Agreement and request that the Alcoholic Beverage Control Board (“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. ***Nature of the Business.*** The Applicant will manage and operate an Establishment with total occupancy of 66, including 27 seats inside and 12 patron seating capacity in the summer garden.
3. ***Hours of Operation and Sales.***
The **interior hours of Operation and sales, service and consumption of alcohol** shall not exceed:
 Sunday through Saturday: 10:00 a.m. – 11:00 p.m.
The **hours of operation and for sales, service, and consumption of alcohol in the summer garden** shall not exceed:
 Sunday through Saturday 10:00 a.m. – 11:00 p.m.

Provided that: (a) on days designated by the DC ABC Board as "Holiday Extension of Hours," Applicant may avail itself of and the ANC will not object to Applicant 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.; and (d) on "Daylight Saving Time Extension of Hours" as designated by the ABC Board, Applicant may sell, serve, and permit the consumption of alcoholic beverages for one additional hour later. The ANC will not object to the Applicant applying for a One Day Substantial Change, in accordance District law, so that it may offer entertainment until 4:00 a.m. on January 1 of each year.

4. ***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 27 seats inside and 12 seats in the summer garden; the maximum occupancy of the Establishment shall not exceed 66 patrons.
5. ***Summer garden.*** Applicant shall have a summer garden with an occupancy load of 12. The summer garden's hours are as described in Item 3, above. There shall be no pre-recorded music piped to or originating in the summer garden. 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 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.
6. ***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 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.

7. *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.

8. *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 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 ensure that the area around the dumpster 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 there are not garbage and odors 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 police these areas sufficiently to assure that refuse and other materials are promptly removed. Applicant will use the dumpster and recycling bins provided by the building in the trash room. Applicant shall ensure that the area around the dumpster 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.

9. *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 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, 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 sufficient number of recording cameras of good photographic quality which cover the outside area and areas where alcoholic beverages are served. If responsible for the video surveillance equipment, the establishment shall maintain security cameras and: (a) ensure the cameras are operationa; (b) maintain footage for a minimum of 30 days and (c) make the security footage available within 48 hours upon the request of ABRA or the Metropolitan Police Department.

10. 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.

11. Participation in the Community. Applicant is encouraged to maintain open communication with the ANC, and the community for which the ANC acts.

12. 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 provide for 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 and diligently pursues such 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: Chopsmith LLC t/a Chopsmith
11 District Square, SW
Washington, DC 20024
Attn: George Kyle Izett, Owner
Phone:
e-mail: _____

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

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.

13. 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.

ANC6D:

APPLICANT:

<p>ANC6D01 By: <u>Gail Fast</u> 1/14/2020 <small>C77B730E3DF741E</small> By: Commissioner Gail Fast Date Chair, ANC6D</p>	<p>Chopsmith By: <u>George Kyle Izett, Owner</u> <u>12/11/19</u> G. Kyle Izett, Owner Date</p>
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