

ANC 6D, MONTHLY BUSINESS MEETING AGENDA, 10/13/2020, Virtual WebEx Meeting | MINUTES *As approved at the November 16, 2020 Business Meeting*

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

1. Approval of the Agenda 7:05pm, 3min

Start 7:06pm

Motion Collins, Second Hamilton

Remove 11c.

Remove 4. (until Nov meeting)

Vote: 7-0-0

2. Introduction of the Commission

7:12pm

3. Announcement of November Business Meeting, virtual 11/16/20, 7pm

7:15pm

a. **Announcement of Special Business Meeting, 10/27 at 7pm via WebEx**
Fast- Special Business Meeting, 10/27, 7pm, discussion zoning case 20-14, 5M Design Review

4. Approval of September ANC Minutes (CM Daniels)

5. Attorney General Karl Racine

7:18pm

Constituent: Wanda White. Settlement of nuance issues with DCHA. Re: drug and firearm use. Greenleaf wasn't included on list. There have been numerous shootings. 2 men shot outside of her house in Aug. Aug 30, found in vacant home. If there is going to be help for public housing residents, there needs to be help for all of us. Young man had run away a number of times. He was sleeping in an abandoned home. Camera on top of home not working.

Constituent: Patricia Bishop. Greenleaf resident, 12 years. Constant issues. Rodents, mildew, mold. Broken elevators. Stranded. Living conditions has caused residents to develop respiratory problems. Units have been broken into. Maintenance is slow to complete any work. Vents haven't been cleaned, despite what Director Garrett has stated. Ventilation systems are all connected. In the midst of the pandemic, we can barely breathe. Please help us and give us a safe place to live during this pandemic. Rodents are running throughout the building.

AG Karl Racine – Would like to follow up with Ms. White and Ms. Bishop. CM Fast – we will reach out to AG office. AG introduces his team who's on the phone with him.

AG's office continues to work hard. Approx. 600 professionals working from home. Focus has been on matters related to Covid 19. 170 price gouging complaints have been addressed. Price gouging is illegal. Contact: 202-442-9828. consumer.protection@dc.gov |

Understands that there are other outstanding issues at DCHA.

Jen- Re: Greenleaf. They are planning on massive repairs. Because of a community tip, locks will be installed and repaired in Syphax. Please let AG office know of any other issues that may arise.

Will communicate directly with DCHA to let them know that there can not be retaliation against residents making good-faith reports.

Fast: Is there a way that AG office can create a confidential tip line?

Hamilton: Thank you for the work. We are already seeing changes regarding security cameras. Drive-by a week ago, young mom shot, near James Creek. What is safety and security plan? DCHA has done audits on all units. Hoping AG office can look at the report. Oftentimes, residents are moved out of deplorable conditions and moved into another neighborhood. They need to stay in the neighborhood and not be moved to worse conditions. People are waiting too long to get out of the units.

AG: Part of consent order is that we'll be having regular meetings with DCHA and MPD regarding concerns. This will also include residents. Will give notice to ANC as to when this will occur. Will continue to explore anonymous tip line.

6. Meeting Announcements

Mikaela, MOCR, Census deadline extended until Oct 31, 2020. As of end of Sept, 15,000 DC residents weren't counted, accounting for \$1.3 billion lost over 10 years.

Covid-19 – last week public emergency extended until Dec 31. For most updated info, coronavirus.dc.gov | Partnered with Walgreens to administer flu shots at certain covid test sites.

Leaf collection starts Nov 9. Changes include residents must bag leaves to be collected and composted. Bags must be placed in tree boxes on Sundays of leaf collection | dpw.dc.gov

Astraea – Meditation Services, Community Mediation DC. www.communitymediationdc.org | would love referrals from commissioners and could use more mediators. | Ph: 240-766-5311

Waterfront Village – Virtual tour through SW. Services for older adults who want to age in place. Register at www.waterfrontvillagehometour.org

Georgine Wallace – Next PSA, Wed 10/21, 6pm, via WebEx. You can join mailing list, swdcpsa@gmail.com

Library. Outside construction coming to close. Working moving internally and linking to utilities.

Forgie: Official resignation announcement. Effecting 10/19. Moving out of SMD. Will be appointed Head of Special Committee on SMD02 Affairs.

7. Public Safety Report – Capt. Dorrrough

Pretty low crime. PSA 103: 1 robbery. 1 ADW, domestic, PSA 105: 1300 Block Half St, shooting. Motor vehicle theft up.

Litsky- problem with gangs of kids on bikes at the Wharf; MPD- we have been working on this; incidents of kids throwing rocks earlier this year. Working to get the kids identified. Notice sent out to officers to be more firm with the kids. Haven't been able to stop the kids.

Kramer: Complaints about the ATV's from constituents. Helpful to know what the law is.

MPD- Been dealing with ATV's and dirt bikes for years. They are illegal in DC. MPD has a no-chase policy. Take enforcement when we can catch them. They are usually very confrontational. MPD tries to take photos of individuals and bikes and try to catch them in hindsight.

Any answer to fireworks boom three weeks ago from Channel Square area?

MPD- Not familiar with this incident.

Hamilton – What type of intervention to deter large gatherings during pandemic.

MPD- We haven't been tasked with taking lead on breaking up gatherings. Asking for voluntary compliance. Monitoring social media. When planned, we try to intervene and loop in MOCRs and other community leaders. Mayor's order prohibits gatherings of 50+. Usually ends up being MPD on a loudspeaker asking people to comply. City has made decision to not enforce it criminally. Our priority is to enforce criminal violations.

What type of coordination does MPD have with violence interrupters?

MPD- Not much coordination. VI are mostly in Ward 7 and Ward 8. VI want to work independently.

Daniels – Two car jackings in CQ and possible home invasion?

MPD – Don't have info on those. Car jackings have been on the uptick across the city.

8. Consent Agenda

a. VCAP preliminary comments for 1319 S Cap Street SW (CM Hamilton)

Providing letter from DOEE indicating that the site has applied for voluntary cleanup program. Response to notification. There are currently lots of chemical contaminants. Request that all steps to ensure safety and health of local residents near the site be taken.

b. Letter to DOEE concerning communication issues (CM Hamilton)

Comments need to go in by Wed. We will do more comments once 30-day period is opened.

c. DGS lease comments – 1015 Half Street SE (CM Forgie)

DGS notified us about leasehold for HSEMA to have office there. ANC is sending letter commenting on various concerns (residents told they can't walk in the public alley behind building; bright light on top of building; more traffic and ped safety issues).

Motion, Collins. Second, Kramer. Vote 7-0-0.

9. Presentations & Resolutions

a. USAODC update – Douglas Klein, Assistant United States Attorney

Community prosecution section. Allows community prosecutors to work with residents, non pros, leaders, etc. enhance public safety through community engagement. Encourage community participation in comm justice system by serving as jurors, etc. Partner with police and their efforts. Review arrest warrants daily. Provides training for police officers.

Clergy Ambassador Program. Formalize relationship between our office and DC clergy. Go to churches, synagogues, mosques, etc. Attend community meetings to talk about all things affecting communities...child abuse, domestic abuse, internet safety, etc.

Project Lead – brings prosecutors into classroom.

East of the River Youth Court Club.

Ph: Doug Klein, 202-660-2150, sign up for court report, all crimes charged. Chris Wade, 202-815-1747.

Court report info will go on our site.

b. Amendment to the ANC6D Bylaws – Addition of Section 11 to Article VII (CM Fast)

States that special committees may be established and composed without regard to other provisions of this article.

Motion, Fast. Second, Litsky. Vote, 6-0-1 (Forgie abstains)

c. Homeless Encampments – VA Ave, 3rd/4th St SE underpass (CM Daniels)

Encampments have grown. Residents first reached out in Dec of 2019, just after the city released the article about how many of our neighbors died on the streets of the city. Residents in CQ reached out via email. Most concerns were around property values decreasing. I addressed it. Just held a virtual meeting about the encampments. Currently have 10 tents under the overpass. Held virtual meeting on Oct 4, 2020, to learn more about resident concerns.

Concerns from residents is that the inhabitants are now using other's properties for water, restrooms, etc. They aren't using the city-provided resources or taking the offer to move into a shelter. Concerns regarding human waste and public health safety.

We're trying to figure out a solution. There seems to be gray area in enforcing the policies that the city has in place. There seems to be a lack of enforcement and the community continues to grow. Trying to figure out how to help these neighbors but also that other residents aren't put in a hazardous situation.

Mikaela: Office of the Dept Mayor for Health and Human Services. Pre-covid response would be engagement with our neighbors who are experiencing homelessness and encampment clean-ups, which are determined presents a health, security, or safety risk. Due to covid there have been modifications as to how we host clean-ups. Based on guidance from CDC. Typically trash-only clean ups at this time. They don't have to leave their tent.

Dept of Human Services, HHS, are still on the ground making sure that homeless community are staying safe and healthy. Giving out masks, sanitizers, gloves, water, trash bags, brooms, etc.

Portajohns. Increased servicing to 5x per week, from previous 3x week from DHS. There is a contract with a biohazard company to remove human waste from around these sites. Photos help to get problem reported and taken care of. If immediate threat to your safety, please call 911.

Dept of Behavioral Health community response team, 24/7 direct service team, includes homeless outreach, pre-arrest diversion. 202-673-6495.

Daniels – We will have another follow-up on this topic. Again, the issue is growing, and residents feel that their efforts to help or reach out to city agencies isn't working or working quick enough.

Kramer- Not having this issue in SW. The BID seems to be a helpful resource.

Hamilton – Who is assigned to help the homeless individuals? Who navigates them to placement in short-term housing or hotels?

Mikaela: Those resources are offered by the various agencies, but we can't force people into shelters unless it is severely cold out or they are harming themselves.

10. ABC Committee Report

a. ABRA-116860 Cambria Hotel- 69 Q St SW (CM Fast/Hamilton)

Cooperative Agreement. Questions regarding the noise from summer garden and rooftop.

Hamilton – Concerns regarding nearby seniors and the noise involved from the exterior spaces with recorded music. Concerns regarding residents across street at 45 Q.

Kramer – There are residents at 1900 Half Street SW. Will have to be sensitive to these residents and other residents that will eventually be closer to the hotel.

Motion, CM Fast. Second, Hamilton.

Matthew Minora – Never been option for entertainment on interior. No music on ground floor. Pre-recorded music in summer garden until 10pm during week and midnight on weekend.

Vote – Passes 7-0-0

b. Appointment of Joshua Perry as SMD07 Representative (CM Daniels)

Daniels – tried to fill this before. Based on bylaws, we are able to appoint from elsewhere within ANC6D. No vote needed. Appointment stands.

11. Development, Planning, & Transportation

a. ZC 20-18 Design Review – 1319 S. Capitol Street SW, Fortis/Jefferson (CM Hamilton)

Next to Cap Liquor Store and includes some of legacy homes. Hearing is Oct 26. South Cap and N Street SW. 6 rowhomes integrated into the design. Goal is preservation and compatibility. Break ground in new year.

3 story parking garage below. Plaza space. Alley off of south cap. Live/work spaces are two-story units. 16' alley for truck access. Public art mural. Penthouse level will include pool and green space and pet relief area/dog run. 600 sq feet of solar panels.

Shadow study requested by ANC6D. Shadow study presented. Pg 31 of presentation. Minimal shadows in spring/summer. Much more shadow in winter.

IZ mix of units? 22,500 sq feet of affordable space, 24 units. 8.3 – 8.4 % will be affordable. Shift to provide larger units as affordable.

Litsky – Thanks to SWNA and Historic Task Force for work to save townhomes and work out project logistics. Thanks for enhanced lighting designs and shadow studies.

Kramer- constituent concerns regarding number of affordable units. Great collaboration between developers and the community on this project. First time we've been able to save full houses and make them into family-sized units. Can understand what the working class residents experienced many years ago.

IZ law needs to be changed. Must look at what the comp plan says and press DC Council to change this.

Community Questions:

- -is the project receiving an opportunity zone tax break?
- -the project isn't but an investment from ? will pass through tax breaks
- -will building accept vouchers? Yes. All are 50% AMI.
- -Live/work spaces will connect to overall building. They must connect at ground floor.
- -Retail plan? Ground floor of live/work spaces could host a commercial business such as artisan business or dental office or fitness studio or medical use, etc.
- -preserved spaces will not be ADA compliant. The stoops will remain.
- -Greg: where is shadow study I provided; it looks different? Look at other shadow study because we are blocked in the afternoon any month of the year, not just winter. Accept other study as expert, as well.
 - Developer: We have looked at other shadow study and there are no heights indicated. Not sure which heights used.
 - Greg: We have been held out of any meaningful conversation regarding the project.
 - Developer. Not true. The setback is significant...per agreement and discussion with SWNA.

Motion of support with stipulations (several neighbor agreements and agreement with SWNA; public alley will be opened for public use; voluntary clean-up action plan for site; no digital signage; landscaping upkeep and maintenance), Hamilton. Second, Kramer.

Vote: 7-0-0.

b. Authorize CM Fast to testify on 1319 S. Capitol Zoning Hearing on Oct 26 (CM Fast)

Motion, Fast. Second, Hamilton. Vote: 7-0-0

c. Parcel Q & H Swap – Brookfield (CM Daniels)

Original master plan was Parcel Q as mix of commercial and residential and Parcel H as residential. Text amendment would make Parcel Q all commercial and add residential units to Parcel H (additional 250 units and additional 50 units of affordable housing and housing delivered sooner).

Parcel Q would be commercial with ground floor retail.

Daniels – Residents have reached out opposed to the space being office space. The ask is that it is a residential space or some sort of parking option. We would benefit from having more residential property, especially as a home ownership opportunity. Residents are losing parking spaces and asking for parking options.

Letter in draft form supports the text amendment.

Hearing is next Thursday.

Developer: if property is built as condo, we do not have to provide any affordable spaces.

Kramer: parking situation is desperate and more affordable housing is persuasive.

Fast: Parcel Q as residential closer to the water is more beneficial to the community. How many residents in Q if developed as residential?

-Would be 170 units. By swapping, we get 250 additional units

What is retail plan?

-no change in the planned amount of retail. Total amount of residential, office, and retail remains the same.

Community comment, Alex Kutroli. Support position that Parcel Q should remain residential and become condo. There is a need for housing and home ownership. There are only 3 condos in the Yards area, none are on the waterfront. Area is surrounded by commercial properties. Most commercial spaces are empty with fewer employees to frequent the retail spots. The residents are keeping the retailers in business. People living here are more likely to take care of it. Keep taxes in the District. Request a delay on this decision if possible.

Fast: no delay possibility. If we don't vote, we have no say.

Daniels – Is there is a possibility to delay voting on this so that residents can have further input on this.

Fast – If they go to zoning without our input, we don't have say. No time for a special meeting. I'm always pro-homeownership, however to give up affordable housing for market rate condos...that hasn't been the mantra of ANC6D. I would support, given fact that we will gain more affordable units, 50% AMI. I support the swap.

Daniels – Motion to support text amendment swap. Second, Fast

Kramer: Can we add that if it is not successful as commercial property, it is converted to residential?

David Avitable: Not sure. Will come back to Commission for design review because of how this area is zoned.

Fast: Will the documentation show that these affordable units will be part of the Parcel H portfolio? – yes, that's part of the deal with the District

Litsky – Brookfield will be able to get an office tenant in that space. Would be nuts to turn down the affordable housing offer at 50%

Vote, 7-0-0

e. Letter to DCRA – Parc Riverside Loading Dock – 1011 1st Street SE (CM Forgie)

Loading dock at PR phase II is too low, causing safety issues because trucks can't pull into dock. Trucks block sidewalks and traffic lanes. Detailed letter with time-line of interactions with DCRA. DCRA initially said height was fine. Residents measured height. DCRA then issued notice of violation to Toll Brothers. DCRA then closed case and said that the dock has been re-classified. We need to know how they are classifying the space. Why was it classified differently in the first place?

Motion, Forgie. Second, Litsky.

Litsky – Something's rotten regarding how this has played out. Make an inquiry of the Inspector General of DCRA if we don't get a response.

Collins – It's the IG of the entire District, not just DCRA. Yes, send to the IG.

Vote – 7-0-0

f. Closing of 1200 block of Half Street SE for pedestrian use (CM Forgie)

Forgie – Hoping to begin a conversation with DDOT regarding shutting down the portion of Half St SW between M and N, just in front of the main gate of Nats Stadium. It is already closed 80+ days per year with games and other major events at the stadium. Emergency vehicles exempt.

Vision Zero, Safe Streets

Schedule call with CM Allen, DDOT, business owners, developers, BID, residents, etc.

Motion to send letter to begin dialogue, Forgie. Second, Litsky.

Litsky – Make sure CM Allen's office is involved.

Collins – Good idea. F St downtown used to be closed between 7th and 9th for 20 years.

Kramer – Look at last paragraph and make it more open to the community.

Daniels – Make sure that we have the businesses involved and community engagement around the topic.

Fast – We’ve had success when CM Allen convenes the groups involved. Found research on how successful closed streets can be.

Audience: Michael Stevens, speaking on behalf of board, businesses, retailers, and developers. They are all in opposition to the concept as is the BID. Retailers desire visibility and accessibility. They believe two way traffic and on-street parking is beneficial to their businesses. The density of the ballpark needs flowing streets. DDOT has expressed that they’d like the streets to remain open.

Jay Kelly – Echo Michael Stevens. Strong reservations and concerns about closure. Design of the street and how it’s supposed to operate supports Vision Zero.

Carlos. Jair Lynch – We have some objections. Our front door and main entrance is on half street in the middle of the block. Concerns about resident access to the building. ADA requirements, how will that work for these residents and guests? Food takeout, etc, needs to be considered.

Forgie – We all agree. We want safety, food delivery, and retail patronage. This is an opportunity to discuss this. Instead of testing out the streets with vehicular traffic, why not test out the pedestrian-only during the current climate. Some retailers support pedestrian only. Which are advantaged and dis-advantaged with the closure?

Deliveries are happening on the parallel streets.

Letter will ask CM Allen to convene a meeting with relevant parties for a discussion of the possibility.

Vote, passes, 7-0-0.

g. Comprehensive Plan Comments and Authorization to Testify (CM Kramer)

Comments due in Dec. Can review these at Nov meeting. Authorize CM Kramer to testify before Nov meeting.

Motion, Fast. Second, Hamilton. Vote: 7-0-0.

h. Letter of Support for Permanent SW Covid-19 Testing Site (CM Litsky)

Have had testing in various sites in SW. We don’t have a firehouse that allows adequate social distancing. Have had testing at CVS lot and also alongside Greenleaf.

Motion, Litsky. Second, Fast.

Discussion: Daniels – Mikaela emailed saying that DC Health agreed to install a permanent site in SW and she’d let everyone know when weekly testing would begin.

Vote: 7-0-0

12. Commission Updates & Administrative Matters

a. Chairperson’s Report (CM Fast)

i. Appointment of Head of Special Committee on SMD02 Affairs

Motion to appoint Anna Forgie as Chair of this special committee, effective Oct 20, 2020 and ending when a new ANC6D02 Commissioner is sworn in.

Forgie – Be sure to include an end date.

Litsky – Should end when the ANC6D02 seat is filled.

Kramer – extremely important for constituents to have continuity, so thank you to Anna.

Motion, Fast. Second, Litsky. Vote: 6-0-1 (Forgie abstains)

Treasurer's Report – CM Collins

i. FY20 Q4 Financial Report

Motion to approve quarterly report, Collins. Second, Litsky. Vote: 7-0-0

FY2020 Budget. Motion to approve budget, Collins. Second, Litsky. Vote: 7-0-0

13. Community Concerns

None

14. Adjournment



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

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October 16, 2020

Anthony Hood, Chairman
Zoning Commission of the District of Columbia
441 4th Street, S200
Washington, DC 20001

OFFICERS

Chairperson
Gail Fast

Vice Chairperson
Andy Litsky

Secretary
Edward Daniels

Treasurer
Ronald Collins

Submitted via IZIS.

Re: Case No 20-18 (1319 South Capitol Owner, LLC) Design Review

Dear Chairman Hood and Members of the Commission,

At a regularly scheduled and properly noticed public meeting held on October 13, 2020, with a quorum present, a quorum being four Commissioners, Advisory Neighborhood Commission (ANC) 6D voted to support ZC Case No. 20-18 with stipulations, a design review case located in ANC 6D on South Capitol Street (Capitol Gateway Overlay).

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 has been working with the applicant for several years to address concerns about the project, including those of impacted residents, historic preservation of existing row homes, affordable housing and the impact of the overall design of the project on the Southwest community. The applicant has worked with the residents directly affected, Southwest Neighborhood Assembly (SWNA), Historic Preservation Office and ANC 6D to develop formal agreements to address the concerns of neighbors and preserve historic elements of the homes the developer owns on site, including two Good Neighbor agreements, a crane swing agreement, and a SWNA agreement, and has agreed to the rededication to public use of the alley adjacent to the site after project construction.

The developer has also worked with ANC 6D and SWNA to honor the historic character of the row homes on South Capitol and N streets, and added elements to the larger structure to reflect and integrate the homes into the larger Project. Further, we are glad that the developer will commit the homes on N street to rental units at 60% of MFI, as part of their IZ requirements for the entire project, which will contribute to the pressing need for more affordable and family-sized housing within the community.

As a result of the efforts of all of the parties to arrive at mutual understandings and a design that we feel will benefit the community, the ANC supports the project with the following conditions:

- The developers will fully comply with all terms agreed upon in the four agreements that are attached to the application and referenced above. The plan for the N Street homes endorsed by SWNA and the ANC to maintain the homes as four independent houses, will be executed by the applicant; an alternative plan for four “flats” (loft apartments) behind the historic façade will not be adopted.

The applicant will implement the “vertical rowhouse” style for the N Street houses, with the rears of the houses reconstructed to create larger, family-sized, units and integration into the larger Project, including direct access to Project amenities and a sense of membership with the rest of the tenancy, and standing by their commitment to rent these homes at 60% of the FMI. While the application still references the alternative “flats” style, our chosen redesign for the N Street homes will allow them to continue as separate 2-story dwellings with true historic integrity, which would otherwise result in vestigial non-functional front doors and retain no other elements of the historic working-class housing that we sought in the first place to preserve.

- The applicant will provide copies of the Voluntary Clean-up Action and Health & Safety Plan as a part of their participation in the Voluntary Clean-up Program (VCAP), including plans for the safe remediation of chemicals and contaminants from the project site, to ANC 6D and the affected residents prior to the clean-up start. The applicant will schedule a meeting with the company performing the clean-up, ANC 6D, community members and DOEE staff in order to walk through the Plan and the steps that will be taken to protect the health and safety of the immediately affected residents and the broader community.
- The applicant agrees to place no neon, digital signage/lighting on the building.

Other issues remain of concern to the ANC and we ask that these be a part of considerations between the Zoning Commission and the applicant.

- We ask that the applicant reconsider adding the Kings Mill brick design to the side of the new building that faces Half Street to better blend with neighboring complexes and reduce the impact of the building’s massive scale on the lower row houses below. The same brick might be used immediately above or partially in the first 2-3 stories above the N Street homes to reduce the dominance of the glass on the sanitary housing and nearby Syphax Village and James Creek.
- We ask that the details for maintenance and cleanup of the pet relief area at the building’s South Capitol Street entrance and rooftop be made part of the Final Order. Similarly, we ask that an on-going landscape management plan be included in the Order, to address long-term maintenance of trees, shrubs and groundcover, flood prevention, and storm water management based on DOEE recommendations.
- We ask that the applicant provide the ANC with a Construction Management Plan prior to the start of construction, including a plan for management of truck arrival and departure that will not disrupt traffic flow from the South Capitol Street Bridge.
- We ask that the applicant include appropriate signage on both N Street and South Capitol rowhouses to narrate their history, including a brick outline of the footprint of the houses that are removed.
- We ask that the applicant consider providing air purifier units to affected residents whose homes are on and near the Project site to help maintain indoor air quality during the voluntary clean-up on site.
- We ask that the developer provide regular updates to ANC 6D on the status of the project, including any changes that will occur to the design of the N Street homes, overall IZ unit mix, and price and occupancy of live/work units. If the live/work concept is not successful, the developer will consider retail options in consultation with ANC 6D. If commercial use is not successful for the historic South Capitol Street homes, the developer will consider future conversion to additional affordable units.

We ask that the Commission give our comments “great weight” as provided 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 "Kyle Fisher".

Chair, ANC 6D

Southwest, Navy Yard, & Buzzard Point



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

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October 14, 2020

Council of the District of Columbia
1350 Pennsylvania Ave NW
Washington, DC 20004

OFFICERS

Chairperson
Gail Fast

Vice Chairperson
Andy Litsky

Secretary
Edward Daniels

Treasurer
Ron Collins

Office of Advisory Neighborhood Commission
1350 Pennsylvania Ave NW, Suite 11
Washington, DC 20004

Dear Members of the DC Council and Gottlieb Simon, Executive Director of the OANC,

At a regularly scheduled and properly noticed public meeting on October 13, 2020 with a quorum present, a quorum being four Commissioners, Advisory Neighborhood Commission (ANC) 6D voted 6-0-1 to amend ANC 6D's ByLaws to add Section 11 to Article VII, Committees.

Attached are the amended ByLaws

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

COMMISSIONERS

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BYLAWS OF ADVISORY NEIGHBORHOOD COMMISSION 6D

Amended and Adopted October 18, 2010

Article VII, Section 11, Amended October 13, 2020

ARTICLE I. NAME

There is established by the Council of the District of Columbia Advisory Neighborhood Commission 6D.

ARTICLE II. OBJECT

Section 1.A. The Commission may advise the Council of the District of Columbia, the executive branch and all, independent agencies, boards and commissions and the judiciary of the, government of the District of Columbia with respect to all proposed matters of District governmental policy including, but not limited to, decisions regarding planning, streets, recreation, social service programs education health, safety and sanitation which affect the Commission area. Proposed actions of the District government policy shall be the same as those for which prior notice of proposed rule-making is Code 1-1505(a) or as it pertains to the required pursuant to D.C. Council of the District of Columbia

1.b. Proposed District government actions that the Commission shall have the opportunity to comment upon shall include but shall not be limited to actions of the Council of the District of Columbia, the executive branch or independent agency. The Commission may advise each agency, board and commission regarding the award of any grant funds to a citizen organization or group, the, formulation. of any final policy decision or guideline with respect to grant applications, Comprehensive plans, requested or proposed coming changes, variances, public improvements*, licenses, or permits affecting said Commission area, the District budget and city goals and priorities proposed changes in District government service delivery and the opening of any proposed facility system.

Section 2. The Commission may present its views to any federal executive legislative, or judicial body, and any District agency.

Section 3. The Commission may initiate its own proposals for federal or District government action.

Section 4. The, commission shall monitor complaints of Commission_area residents with respect to the delivery of District government services and file comments on same with the appropriate District government entity as well as the Council

Section 5. On or before November 30 of each year, the Commission shall file an annual report with the Council of the District of and the Mayor for the preceding fiscal year. Such report shall include but shall not be limited to:

- 1) summaries of important problems perceived by the Commission and in order of their priority,
- 2) recommendations for actions to be taken by the federal or District government,
- 3) recommendations for improvements or the operation of the Commission,
- 4) financial reports, and
- 5) summary of Commission activities.

Section 6. The Commission other, than for neighborhood or community enhancement campaigns may operate programs only in conjunction with existing governmental activities provided that such activities on behalf of the Commission not duplicate already available programs or services and further, provided that the Commission's programs are not conducted on a contractual basis with, existing governmental agencies

Section 7. The Commission may, where appropriate, constitute the citizen advisory mechanism required by any federal statute.

ARTICLE III. Members

Section 1. The Commission shall be comprised of those persons duly elected and certified by the D.C. Board of Elections to Single Member Districts within area 6D. Citizens within the commission area may serve as chairs or members of the Commission Committees.

Section 2. Each member of the Commission shall serve for a term of two years which shall begin at noon on the second day of January next following the date of election of such member, or at noon on the day after the date the Board certifies such election such member, whichever is later, except that the terms of the members elected at the first election for Members of ANC 6D shall begin at noon on the first day of March 1976 and shall terminate at noon on the second day of January. Vacancies shall be filled in accordance with Section 8(d) of the Advisory Neighborhood Councils Act of 1975.

Section 3. All members shall have equal voting rights following the principle of one person, one vote. There shall be no voting by proxy. The Commission as well as each committee of the Commission shall maintain a record of attendance of its members such records shall be forwarded to the commission Secretary for recordation and shall be available for public inspection.

Section 4. Pending the filling of a vacancy utilizing existing ANC law, the Commission may hold a neighborhood election for a non-voting SMD Delegate. The Commission shall then appoint the winner of the election as the M Delegate; in the event write-in votes are not allowed, and only one person qualifies as a candidate, that person shall be appointed as the Delegate. Delegates shall have the same qualifications as Commissioners. They shall serve until the Vacancy are filled by duly elected or appointed Commissioners.

Section 5. Any references in these By-Laws to members of the Commission shall specifically exclude Delegates. Delegates shall have full rights to the

floor, including making motions, at all Commission meetings, however, they say not vote on motions.

ARTICLE IV. Officers

Section 1. The Commission shall elect a chair, a vice-chair, a secretary, a treasurer, and such other officers as may be necessary from among the Commission members.

Section 2. The election shall take place in January of each year except that election for the first officers shall be held at a meeting not later than 30 days following the certification of a majority of the members of the Commission by the District of Columbia Board of Elections.

Section 3. Nominations shall be made by Commission members at such meeting. There shall be no limit as to the number of nominations.

Section 4. A quorum for the election shall be a majority of the current Commission membership.

Section 5. Each candidate for office shall be nominated by a member of the commission.

Section 6. When nominations are closed the voting shall take place as determined by the Commission at that time.

Section 7. The elected officers shall be elected to service for one year or until their successors are elected, and their terms of office shall commence at the close of the regular meeting at which they are elected. In the event of a vacancy, the officer filling the vacant position shall only serve out the term of the officer he/she replaced.

Section 8. A simple majority shall be required for election of officers. In the event that there is not simple majority after the first ballot there shall be an election between the candidates receiving the most votes.

Section 9. In case of vacancies among officers, at the next meeting of the Commission, nominations and elections shall occur in accordance with the election procedures set forth in these By-Laws.

Section 10. No chair may serve more than two consecutive terms.

Section 11. The chair shall serve as a convenor of the Commission and shall chair the Commission meetings.

Section 12. The chair may rule on procedural questions from the chair and such rulings may be overturned by a majority vote of the Commission.

Section 13. The election of the first treasurer shall be not later than 30 days following the certification of a majority of the members of the Commission by the Board of Elections and Ethics. In the case of a vacancy in the office of treasurer, there shall be within seven days of such vacancy a special meeting of the Commission to select a new treasurer in accordance with these By-Laws.

Section 14. The chair shall have the power to call special meetings of the Commission and of the Executive Committee.

Section 15. In the chair's absence, or when the chair wishes to give up the chair, the vice-chair shall act as the chair.

Section 16. The secretary shall be responsible for the preparation of the minutes for all meetings of the Commission and for the distribution of copies of minutes to all members of the Commission.

Section 17. The secretary shall be responsible for maintaining records of all activities and shall perform such other duties as the chair may direct.

Section 19. In the preparing of minutes, reports, the secretary shall have the assistance of the Commission staff as may be required.

Section 19. The secretary shall serve as a central repository of copies of minutes of all standing, special and administrative committees.

Section 20. The secretary shall issue notices of meetings and conduct the general correspondence of the Commission.

Section 21. The treasurer shall develop an annual fiscal year budget request on forms to be provided by the Mayor prior to which such budget shall be submitted to the residents of the Commissions area in March of each year for their review and comment.

Section 22. final budget shall be submitted to the Council and to the Mayor on or before April 10 of each year provided that submission of any different dates may be required to conform with the District of Columbia budget schedule.

Section 23. The treasurer shall prepare and the Commission approve a quarterly financial report within 30 days of the close of each fiscal quarter. These reports shall be public documents and shall be available for public inspection. The quarterly report signed by the treasurer and chair of each Commission and attested to by the secretary as having been approved by the Commission shall be filed within seven days of approval by the Commission with the District of Columbia auditor.

Section 24. The treasurer shall be bonded. The treasurer shall file with the District of Columbia auditor cash or surety bond in the amount of \$1,000.00. The treasurer shall file with the office of the District of Columbia auditor on, a form provided by said auditor a statement giving (a) the treasurer's name, (b) home address, (c) business telephone number, (d) business address, (a) home telephone number, (f) location of the books and the records of the Commission, and (g) name and location of each depository.

Section 25. Every expenditure of funds by the Commission shall be authorized in writing by the Treasurer or the Chairperson and recorded in the Commission's books of accounts, provided, however, that the Treasurer may disburse to another Commission member or employee of the Commission amounts not in excess of \$100 out of petty cash funds.

Section 26. Records of expenditures of such funds shall be transmitted to the treasurer prior to any further disbursement of the funds.

Section 27. All checks must be signed by two Commissioners one of whom shall be either the Treasurer or the Chairperson. The Commission, shall by resolution approved by a majority of its members designate one or more financial institutions within the District of Columbia as depositories of Commission funds.

Section 28. No expenditure whatsoever shall be made by the Commission during a vacancy in the office of treasurer or at any time when a current and accurate statement and bond are not on file with the District of Columbia auditor.

Section 29. The treasurer shall maintain the Commission accounts on a fiscal year basis, beginning October 1 and ending September 30.

Section 30. Any notification of proposed action of the District of Columbia government received by a Commissioner, or any request for action submitted to the District of Columbia government by a Commissioner shall be transmitted to the chair of the Commission within ten days of receipt or submission.

Section 31. The Chairperson may refer such matters as are described in Section 30 to the entire Commission or to the appropriate committee or task force within 30 days of such transmittal unless by law or otherwise stated by the Chairperson that a shorter time is required.

Section 32. The referred body shall within a period of time designated by the chair report its recommendation to the full Commission.

Section 33. The Commission shall meet at a time and place designated by the Chairperson to make a determination as to what action, if any, it will take with regard to matters described in Sec. 31-33.

ARTICLE V. Meetings

Section 1. Pursuant to the provisions of 742(a) of the District of Columbia Self-Coverent and Government Reorganization Act, all meetings of the Commission shall be open to the public.

Section 2. No official action may be taken by the Commission unless a majority of the elected representatives of the Commission are present and voting.

Section 3. The Commission shall convene the residents of its Commission area at regular intervals at least four times a year to hear resident views an problems in the Commission area and on proposed District government actions affecting said area.

Section 4. The Commission shall generally meet at regular intervals, not less than nine times a year to consider matters before the Commission which may include but not limited to consideration of actions or proposed actions of the Council of the District of Columbia, the executive branch or any independent agency, board or commission and recommendations thereof.

Section 5. Meeting places shall be varied so as to be held in all geographical areas of the Commission.

Section 6. No less than seven days notice shall be given by the Commission of its meetings or convocations except where shorter notice for good cause is necessary or in the case of an emergency by posting written notices in at least two conspicuous places in each single member district within the Commission area.

Section 7. Within 30 days of receiving a notification from the District government of proposed, actions or proposed final policy decisions or guidelines, the Commission shall forward its written recommendations with respect to the proposed actions to, the Council of the District of Columbia, the Mayor and the appropriate agency, board, or commission.

Section 8. If, with respect to the proposed action, the Commission does not have a recommendation, it shall indicate same in writing within the required time.

Section 9. Resident views should be incorporated in positions taken by the Commission.

Section 10. The Commission may establish such mechanisms as will insure the broadest dissemination of information with respect to the Commission meetings, position and actions. The Commission shall make a good faith effort to involve all segments of the Commission population in its deliberations regardless of race, sex, age, voting status, religion, or economic status.

Section 11. Special meetings of the Commission can be called by the chair or by the Executive Committee or by written request of one-sixth of the Commission membership. The purpose of the meeting shall be stated in the notice and no other topic may be discussed at that meeting. Reasonable notice shall be given in writing.

Section 12. The Commission may hold Joint meetings with other ANCs to deal more effectively with or respond to similar concerns and issues which transcend and affect the areas of the Commissions, jointly meeting and for informational purposes.

Section 13. Joint Commission meetings may be held only after authorization to participate in such joint meetings and to discuss such matters as has been given to each participant Commission in a meeting held prior to such joint meetings.

Section 14. The Commission members shall reflect but not necessarily be bound by the views of the Commission. The Commission member attending the associated Commissions shall have no power other than what their Commission shall have agreed upon.

Section 15. All associated meetings of Commissions shall be open and at least 14 days notice shall be given by posting written notices in at least two conspicuous places in each single member district of the Commission.

Section 16. Discussions and voting at such meetings shall be limited to the Commission members.

Section 17. Commission actions, except for amending these By-Laws shall be approved by a simple majority of those Commission members present and voting.

Section 18. In the case of a tie vote, the motion for Commission action shall fall.

Section. 19. The Commission may elect officers or representatives to the joint Commission in accordance with the election procedures set forth in these By-Laws

ARTICLE VI Executive Committee

Section 1. There is established the Executive committee of Advisory Neighborhood Commission 6D.

Section 2. The Executive Committee shall consist of, and be limited to:

- a) the chair
- b) the vice-chair
- c) the secretary, and
- d) the treasurer.

Section 3. The Executive Committee of the Commission shall have the authority to establish special committees.

Section 4. The Executive Committee of the Commission shall have the power to act with the full authority of the Commission in emergency situations when it is impractical to submit a matter to the Commission as a Whole.

Section 5. Vacancies on the Executive Committee shall be promptly filled, using the procedure, and maintaining the composition outlined in these By-Laws.

Section 6. Executive Committee meetings shall be open to the public

Section 7. A majority of the members of the Executive Committee shall constitute a quorum.

ARTICLE VII Committees

Section 1. The Standing Committees of the Commission are:

- a) Development and Planning, to consider issues relating to economic development, neighborhood planning, transportation and parking, and zoning;
- b) Alcohol Beverage Control, to consider issues relating to liquor licenses; and
- c) Community Outreach, to consider grant applications.

Section 2. Committees shall have power only to make recommendations to the Commission. Unless and until the Commission adopts a committee's recommendation, committee members shall not represent that recommendation to any government agency, public entity, the media, private organization, or anyone else as the Commission's official position. Committees do not speak for the Commission.

Section 3. Each committee shall consist of seven members, one from each Single Member District, to be appointed by and to serve at the pleasure of the commissioner representing that district. Appointments shall take effect on a Commissioner's announcement of that appointment at a public ANC 6D Business Meeting. Committee members' terms shall end at the end of the term for which the appointing commissioner was elected.

To represent a particular Single Member District on a Committee. Each Commissioner shall appoint one of his or her constituents. If for two consecutive ANC 6D public meetings a Committee seat remains vacant, the ANC has the power at that second meeting to appoint any ANC 6D resident to fill that vacancy. Commissioners shall serve as alternate or interim Committee members, entitled to vote at Committee meetings their appointees do not attend or (If the seat is vacant) until they or the ANC has appointed someone to that seat. Except that they have no vote, Commissioners not attending a committee meeting as an alternate or interim Committee member have the same right to participate in Committee meetings as do Committee members."

The Commission at its discretion may elect up to two at large member to serve on the Committee(s). Such appointment(s) would be effective immediately and continue through the succeeding January Business Meeting of ANC6D. At large member(s) would be eligible for reappointment at the pleasure of the Commission. An at large member would have the same full rights and responsibilities accorded to other members of the Committee.

Section 4. The Commission, by majority vote, shall have power to remove a member of any committee.

Section 5. Each committee shall establish its own procedures. The Commission shall appoint each committee chair. Each committee shall designate a member to record and report, to the Commission Secretary, the results of each committee meeting. This report shall include the name of each committee member who attended that meeting.

Section 6. Each committee shall give the public at least seven days' notice of each meeting.

Section 7. Committee meetings shall be open to the public. Each committee shall, in its deliberations, hear from all constituents who wish to participate, regardless of race, sex, age, voting status, religion, economic status, or sexual orientation.

Section 8. Each committee has the power to establish subcommittees. The committee chair shall have power to appoint members of each subcommittee, including its chair.

Section 9. Committees shall require a quorum to adopt any recommendations. It shall satisfy this requirement if a meeting is attended by either a majority of the Committee's members then serving or the Committee Chair and one other Committee member. There shall be no voting by proxy."

Section 10. For a Committee recommendation to be properly before the ANC, by FOUR days prior to the ANC meeting considering that recommendation the Committee must have forwarded its recommendation in writing or by electronic mail to the Commission Secretary, to Commission staff, and to the Commissioners whose Single Member District includes the Business or Resident to which the recommendation relates. At that meeting, the Committee Chairperson or his or her designee shall present any recommendation to the Commission.

Section 11. Special committees may be established and composed without regard to the other provisions of this Article.

ARTICLE VIII. Parliamentary Authority

Roberts' Rules of Order Newly Revised shall govern the Commission in all cases in which they are not inconsistent with these By-Laws and any special rules of order the Commission may adopt.

ARTICLE IX. Funds

Section 1. The Commission may not solicit or accept funds from a federal or District government agency or private source except as may be specifically or previously authorized by resolution of the Council, provided that receipt of contributions of \$100 or less from a single contributor need not be approved by the Council.

Section 2. The Commission within its ward may pool its funds in accordance with agreements established by the Commission members.

Section 3. Should the Commission feel legal redress is required, it shall petition the Council through its special committee an Advisory Neighborhood Commissions or such successor committees.

Section 4. Any Commission member may institute a legal action in the courts of the District of Columbia or in the federal courts but the Commission itself shall not have such power.

Section 5. The Commission shall have no authority to incorporate; however, no member of the Commission may be liable for action taken as an elected representative from a single member district.

Section 6. All employees of the Commission shall be hired by the Commission and shall serve at the pleasure of the Commission.

Section 7. The Commission shall establish position descriptions for its employees. The employees of the Commission may be hired on a full-time or a part-time basis and for an indefinite or for a definite term. Persons hired by the Commission shall meet the qualifications established in the job description.

ARTICLE X. Amendment of By-laws

Section 1. The Commission shall file an up-to-date copy of each and all amendments thereto with the Council of the District of Columbia within seven days of their initial adoption.

Section 2. Revision of these By-Laws requires a two-thirds vote of the entire Commission with at least two weeks prior notice to each Commission member that the rules will be recommended for change. Such notification shall include the suggested changes.

Section 3. These By-Laws shall be consistent with all Congressional and District legislation and other applicable laws regarding ANCs and any inconsistencies are to be held null and void.

Section 4. These rules shall be open to the public.



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

October 15, 2020

Mr. Anthony Hood, Chairman
D.C. Zoning Commission
441 4th St. NW, Suite 200-S
Washington, DC 20001

OFFICERS

Chairperson
Gail Fast

Vice Chairperson
Andy Litsky

Secretary
Edward Daniels

Treasurer
Ron Collins

Via email: DCOZ-ZCSubmissions@dc.gov

Re: Z.C. Case No. 20-13
Support for Text Amendment for Subtitle K, Section 238.3

Dear Chairman Hood and Members of the Commission:

At a regularly-scheduled and properly-noticed public meeting held on October 13, 2020 with a quorum being present (a quorum being four commissioners), Advisory Neighborhood Commission 6D (ANC 6D) voted 7-0-0 to send this letter of support for the text amendment to Zoning Regulations at Subtitle K, Section 238.3 to allow "office uses, including chanceries" in the SEFC-3 zone pursuant to the pending Z.C. Case No. 20-13.

As described by the Applicant, the proposed text amendment would allow a "swap" of uses between Parcel H and Parcel Q in The Yards, such that Parcel H would be designated for multifamily residential uses and Parcel Q for office uses. ANC 6D supports the requested text amendment because the proposed uses carry out the master plan for The Yards, deliver more housing and affordable housing, and are not inconsistent with the Comprehensive Plan.

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

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*



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

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October 14, 2020

The Honorable Mayor Bowser
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

Daniel W. Lucas, Inspector General
Office of the Inspector General
717 14th Street, NW, 5th Floor,
Washington DC 20005

Transmitted via email

RE: Toll Brothers Site Half St SE between K and L

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 Mayor Bowser and Inspector General Lucas,

At a regularly scheduled and properly noticed public meeting on October 13, 2020 with a quorum being present, a quorum being four Commissioners, Advisory Neighborhood Commission (ANC) 6D voted 7-0-0 to submit this correspondence regarding the loading dock at the Parc Riverside phase two project located at Half St SE between K and L (hereinafter “the Toll Brothers project”).

In July 2020, the Board of the Velocity Condominium Association brought to the attention of ANC 6D that the loading dock at the Toll Brothers project was not sufficiently tall to allow for trucks to fully pull into the loading dock. This led to blocked sidewalks and partially blocked traffic lanes, creating a public safety hazard for pedestrians and drivers alike.

ANC 6D alerted Clarence (Garret) Whitescarver at DCRA to the issue immediately; Mr. Whitescarver in turn passed on the correspondence to Kathleen Beeton at DCRA and to Stacey Collins at DDOT (the latter of whom responded, via ANC 6D Ward 6 liaison, that this was a concern best addressed to DCRA). ANC 6D requested follow up from DCRA at the end of July, to which Ms. Beeton responded indicating on July 30 that DCRA was

researching the permit approval for the building. Toll Brothers responded on August 3 indicating that they had “built this area per the approved drawings.” The next day, Ms. Beeton responded to ANC 6D twice: first, she indicated that DCRA had conducted an inspection of the loading dock and noted that the loading berth is required to be a minimum of 12 feet wide, have a minimum depth of 30 feet and a minimum vertical clearance of 14 feet. She added that, “we have determined that the loading dock was approved and constructed consistent with both the zoning ordinance requirements and the approved plans.” ANC 6D responded the same day expressing continued concern as to the safety hazard presented by the loading dock’s height. Ms. Beeton responded back again on August 4, this time remarking that, “there is a minimum height requirement of seven feet, but no other requirements as to width, length or depth. Clearly if you believe that 14 feet is insufficient, a minimum of seven feet is no better.” ANC 6D responded to this email noting that DCRA’s prior email had suggested there was in fact a height requirement of 14 feet, noting that the manager of the Velocity building had used a laser to measure the loading dock’s height to in fact be only 12 feet 6 inches, and providing photographic evidence of that measurement, which ANC 6D passed on to DCRA on August 10.

On August 21, 2020, Ms. Beeton responded to ANC 6D indicating that DCRA had reinspected the loading berth and found it to be only 12 feet 6 inches, and not the minimum of 14 feet required under DC zoning regulations, noting “[e]vidently when we inspected the loading berth initially we measured only the interior space and not the exterior opening of the loading berth.” DCRA indicated they had notified Toll Brothers of the nonconformity and issued a correction order to provide a time frame to Toll Brothers “for the violation to be corrected.” Ms. Beeton indicated in this email that she would be away from email for two weeks and provided contact information for Matthew Le Grant at DCRA.

On August 24, 2020, ANC 6D responded to DCRA requesting a timeline for Toll Brothers to correct the violation and noting that residents remained concerned about the ongoing safety hazard presented by the improper loading dock. On September 1, 2020, Mr. Le Grant responded to ANC 6D noting that he had been contacted “by the attorney representing the property owner, and he is going to provide an analysis on this matter.” On September 3, 2020, ANC 6D requested again from DCRA a timeline for when Toll Brothers would be expected to fix the violation. DCRA indicated that they requested a response from Toll Brothers’ counsel by September 9. On September 13, 2020, ANC 6D replied yet again to DCRA noting that the September 9 had passed without an update. On September 15, 2020, residents provided additional photographic evidence to ANC 6D of the ongoing safety hazard presented by trucks unable to fully enter the loading dock and jutting out into traffic lanes and blocking the sidewalk. ANC 6D passed these photographs on to DCRA on September 16.

On September 27, 2020, having received no response, ANC 6D reached out to DCRA requesting an update as to when Toll Brothers would be expected to correct the violation. On September 30, 2020, having never responded to repeated requests from ANC 6D as to when Toll Brothers would be expected to rectify its error and silence as to supposed communication with Toll Brothers’ counsel, Mr. Le Grant responded to ANC 6D indicating that “[a]fter further reviewing this matter, I have concluded that the space in question was not a required loading berth,” finding instead that it was “a non-required service/delivery space” such that it would only require a minimum vertical clearance of ten feet.”

Apparently with closed-door input from Toll Brothers' counsel, DCRA, specifically Mr. Le Grant himself, "decided" that the loading dock was labeled incorrectly and was an acceptable height. Of course, this meant that Toll Brothers would be off the hook in terms of any expense required to correct its violation.

ANC 6D hereby requests detailed documentation of exactly how this decision to change the classification of this space such that it would now meet height requirements, without any interim communication to ANC 6D, came about. ANC 6D also requests that, regardless of what decision was made as to the label applied to this space, the property owner be required to provide a space that allows for trucks to clear the vertical height such that they can pull completely into the loading area and remain off of the sidewalk and out of the traffic lanes.

We look forward to your prompt response.

Should you have any questions, please contact me at 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
Ernest Chrappah, Director, DCRA
Jeff Marootian, Director, DDOT



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

October 14, 2020

Councilmember Charles Allen
1350 Pennsylvania Avenue, NW Suite 110
Washington, DC 20004

OFFICERS

Chairperson
Gail Fast
Vice Chairperson
Andy Litsky
Secretary
Edward Daniels
Treasurer
Ronald Collins

VIA E-MAIL: callen@dccouncil.us

RE: Pedestrian Orientation for Half St SE

Dear Councilmember Allen:

At a regularly scheduled and properly noticed public meeting on October 13, 2020, with a quorum being present, a quorum being 4 Commissioners, Advisory Neighborhood Commission (ANC) 6D voted 7-0-0 to request the establishment of a working group to discuss the possible creation of a pedestrian-only zone along Half St SE between M St and N St (hereinafter “the proposed pedestrian area”).

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. This proposed pedestrian area poses a unique Vision Zero opportunity to create a Safe Streets zone in the Navy Yard neighborhood.

The proposed pedestrian area will increase the ability of residents to safely enjoy their community. ANC 6D notes and is aware that the proposed pedestrian area is already created during events at Nationals stadium; this proposal would expand on that to create a pedestrian-only zone at all times. This in turn will make the fan experience more enjoyable, especially for fans who want to enjoy being near the stadium on non-game days.

Our city has confronted the existing public health emergency with aplomb. The proposed pedestrian area would be an excellent candidate for the Streetery Initiative, whereby restaurants and cafes across the city have expanded their outdoor seating into streets. Indeed, retailers along Half St have already extended their outdoor seating, offering fans, residents, and neighbors alike the opportunity to enjoy the neighborhood.

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*

Last fall, on the heels of the first “Open Streets” event in the District, DDOT Director Marootian announced the establishment of three pilot pedestrian-only zones in the city, noting that there is “an appetite for pedestrian-only zones across all eight wards of the District.” See <https://thecpost.com/washington-dc-three-new-pedestrian-only-zones/>.

Pursuant to D.C. Code Chapter 5, 500.1, the purpose of the Capitol Gateway zones (in which the proposed pedestrian area lies) is to “provide for the development of Half St SE as an active pedestrian-oriented street.” Establishing a pedestrian-only zone will align this codified goal of orienting the street toward pedestrians rather than toward vehicular traffic. In addition, ANC 6D notes that various retailers in the proposed pedestrian area have voiced their support for this change. Further, no part of this proposal would prevent Fire/EMS personnel and trucks from accessing the street, nor would this prevent any vehicles providing services to individuals with disabilities from direct access to their homes.

ANC 6D is therefore requesting that a working group be established, led by you, to discuss the make-up of Half St SE between M and N and should include residents, developers along the Half St corridor, impacted retailers, the Washington Nationals, DDOT, and community leaders, including but not limited to ANC 6D commissioners, the Capital Riverfront BID, and your office, with the aim of considering a proposed pedestrian area along Half St SE between M St and N St to improve resident safety, encourage community, and realize sustainability goals in a world increasingly marked by the impacts of climate change.

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

CC: District Department of Transportation
Attn: Jeffrey Marootian, Director
1100 4th Street, SW, 3rd Floor
Washington, DC 20024
Jeff.marootian@dc.gov

Gregory McCarthy
Washington Nationals
gregory.mccarthy@nationals.com



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

October 14, 2020

District Department of Energy and Environment
Attn: Kokeb Tarekegn
1200 First Street, NE
Washington, DC 20003

OFFICERS

Chairperson
Gail Fast

Vice Chairperson
Andy Litsky

Secretary
Edward Daniels

Treasurer
Ronald Collins

VIA E-Mail: Kokeb.Tarekegn@dc.gov

Re: Case No. VCP2020-069 (1319 South Capitol Street, SW)

Dear Mr. Tarekegn,

At a regularly scheduled and properly noticed public meeting on October 13, 2020, with a quorum being present, a quorum being 4 commissioners, Advisory Neighborhood Commission (ANC) 6D voted 7-0-0 to send a letter to the District Department of Energy and Environment (DOEE) to provide written comments as it pertains to the filing of an application to perform a voluntary clean-up by the applicant/owner of 1319 South Capitol Street, SW, Case No. VCP2020-069.

Any time a site is subject to an environmental clean-up, there are concerns on the overall impact it will have on the residents who live nearby. Case No. VCP2020-069 will occur at a project site where residents living in row homes adjacent to the site do not have central ventilation systems.

Given the already compromised health of many of these residents, ANC 6D would like to see silk fencing placed around the site during the remediation. We would also like to request that residents be provided with air purifiers to filter any chemicals that may enter their homes or businesses during the excavation and remediation phases of the clean-up.

In addition, ANC 6D is requesting bi-weekly reports (to also be provided to DOEE) from both the applicant and the environmental company so we can be assured that all the necessary steps are being taken to minimize any contaminants entering resident homes. ANC 6D's concerns include, but are not limited to, steps the applicant and the environmental company will take to avoid

COMMISSIONERS

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SMD 7 *Edward Daniels*

vapor intrusion, and removing chemicals safely from ground water and soil. ANC 6D is also requesting air monitors be placed throughout the site during the voluntary clean-up process.

ANC 6D's concerns are for our residents, neighbors, family and friends. It is critical that ANC 6D has a clear understanding of the what contaminants are at the site; what is the concentration level of chemicals; and what risk they pose to the health of our community.

Commissioner Rhonda Hamilton, whose Single Member District this project is located, is ANC 6D's lead. She can be reached at 6D06@anc.dc.gov and will be your main point of contact.

Should you have any questions though, please feel free to contact me at 6D01@anc.dc.gov or 202-554-1795.

Sincerely,

A handwritten signature in cursive script, appearing to read "Gil Iser".

Chair, ANC 6D

Southwest, Navy Yard, & Buzzard Point



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

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October 14, 2020

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

OFFICERS

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Gail Fast

Vice Chairperson
Andy Litsky

Secretary
Edward Daniels

Treasurer
Ron Collins

With copies to:

Councilmembers Allen, Bonds, White, Silverman, Grosso and Gray
Via email: nsmith@dccouncil.us

Kevin Donohue, Acting City Administrator
Via email: kevin.donohue@dc.gov

Christopher Rodriquez
Director – HSEMA
Via email: chris.rodriquez@dc.gov

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*

Dr. LaQuandra Nesbitt, Director, DC Department of Health
Via email: laquandra.nesbitt@dc.gov

Steve Moore, Executive Director SWBID
smoore@swbid.org

Resolution Requesting a Permanent COVID-19 Testing Site in Southwest

Whereas, the need for public COVID-19 testing remains the major public health concern in the District of Columbia, and

Whereas, Southwest has the highest concentration of public housing of any neighborhood in the District of Columbia, and

Whereas, Southwest has an extraordinary concentration of senior residents, and

Whereas, the Southwest is the only quadrant in the District of Columbia without permanent public testing site, and

Whereas, both public housing residents - many of whom have significant health disparities – as well as our growing senior population are the two groups most significantly impacted by COVID- 19, and

Whereas, most permanent testing sites throughout the District of Columbia are located within firehouses and Southwest does not have such a facility that is appropriately configured for socially distanced testing, and

Whereas, intermittent pop-up COVID testing has successfully occurred at King-Greenleaf Recreation during the past five months, and

Whereas mobility and transportation challenges make accessing community testing sites in other neighborhoods a significant barrier to testing for our residents,

Therefore, be it resolved: Advisory Neighborhood 6D hereby recommends to HSEMA and DC Health that a permanent COVID-19 testing site be located at the King-Greenleaf Recreation Center making testing easily and regularly available to our neighborhood residents.

Passed, by a vote of 7-0-0 at a properly noticed, regularly scheduled monthly meeting of ANC 6D held on October 13, 2020, at which a quorum was present (4 of 7 Commissioners comprising a quorum).



Signature by the Chair

October 14, 2020

Date