



# DUPONT CIRCLE ADVISORY NEIGHBORHOOD COMMISSION 2B

1601 Connecticut Avenue, N.W., #802  
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### Letters:

To: ABC  
Re: Escandelo

To: PSC  
Re: Udderly Cool

To: BZA  
Re: 1738 R St., NW - Bed & Breakfast

To: Councilmember Brazil  
Re: ANC FY1995 Budget Cut

To: Public Space Commission  
Re: 1500 Blk. R St., NW - Pay Phone

### MINUTES OF THE DECEMBER 14, 1994 MEETING OF THE DUPONT CIRCLE ANC 2B

The Dupont Circle ANC 2B held a regularly scheduled public meeting on December 14, 1994 at St. Thomas Parish. Commissioners Gamble, Shannon, Taylor, Bass, Pagano, Holmes and Ray were present. Chair Gamble called the meeting to order at 7:30 pm.

#### Introduction of the Commissioners

#### Adoption of the Minutes:

Ms. Taylor said that the spelling of Anne Celine's name needed to be corrected. Mr. Ray said he thought that the protest against the reissuance of a "CT" Liquor License for Lone Star/Escandelo was because there was no Voluntary Agreement not due to issues of noise, trash and rodent infestation. Mr. Gamble said that the protest was pro forma and as such was lodged for these reasons with a proviso of seeking a Voluntary Agreement and upon completion of this agreement this protest would be withdrawn.

Mr. Gamble moved and Ms. Taylor seconded to adopt the

#### COMMISSIONERS

01 Larry Ray  
Parliamentarian

02 Jay Pagano

03 Martha Shannon  
Secretary

04 Dennis Bass

05 Russell Gamble  
Chairperson

06 Pam Taylor  
Vice Chairperson

07 Dennis Holmes  
Treasurer

minutes of the November 9 meeting as amended. The motion passed unanimously.

#### POLICE CRIME REPORT

Captain Boggs of the Third District gave the crime statistics for the month of October. He gives credit for alertness of residents for the overall decrease in crime. He distributed free "taxi ride card" sponsored by Sober-Ride and MADD ribbons for cars.

Sergeant Essan of the Park Police gave the crime statistics for the month of October. He reported that there were extra Park Police assigned to LaFayette park due to the shooting across from the park at the White House. Mr. Bass asked if this increase affected the number of officers available for Dupont Circle. Officer Essan said that this did not affect the number of officers available for Dupont Circle.

Sergeant Govanini gave the crime statistics for the 2nd District. He said that there had been a lot of arrests for theft from automobiles. Ms. Taylor asked if the 2nd District had a Gun Recovery Unit. Officer Govanini said yes they did and it was quite effective.

#### TREASURERS REPORT

Mr. Holmes reported the figures from the Annual Financial Report.

#### MOTION

Ms. Taylor moved and Mr. Ray seconded to approve the 1994 Financial Report. The motion passed unanimously.

#### ISSUES:

1. Ms. Shannon introduced Mr. Accla from Udderly Cool. Mr. Accla said that although the original plans presented to the ANC 2B were for an iron railing he decided on wood because he felt it was nicer, and did not see why that was a problem. Mr. Gamble said that the wood structure was not consistent with the other patio enclosures on 17th Street. Ms. Shannon said that the issue was that the wood structure was not in compliance with the original plans and that the number of tables and chairs also exceeded that specified in the plans and that the extra seating was not in compliance with the number of bathrooms the establishment provided for patrons. A resident asked Mr. Accla if he had notified the ANC to tell them of his desire or intention to put up a wood structure rather than an iron rail as specified Mr. Accla responded that he had not. This resident pointed out that to violate public space regulations was cause for a revocation of permit.

#### MOTION

Ms. Shannon moved and Mr. Ray seconded that

ANC 2B register its objection to the Public Space Commission about the revised seating plan and design of the outdoor patio area as submitted in the re-application for the use of public space for an outdoor cafe by Udderly Cool 1613 17th Street, NW because this plan is not consistent with the original design approved by the ANC 2B at its regularly scheduled public meeting of July 14, 1994. The new design is not acceptable to the ANC 2B. The objection of the ANC is based one 1) the wooden structures, in place of the iron fence in the original design, is not compatible with the other structures in the surrounding area and appears to be of less than sturdy construction. 2) Instead of the original 12 seats, the revised plan shows 18 seats, which is in excess of the number allowed given that the establishment has only one bathroom. 3) The establishment has continued to place menu signs outside the designated outdoor cafe area, thus obstructing pedestrian traffic and endangering those using the sidewalk; this in spite of the fact that in September the owner gave assurance of their removal. ANC 2B remains supportive of the original design submitted for the outdoor cafe at Udderly Cool; that is four tables, twelve chairs, and a simple iron fence. However, the failure of this establishment to implement the project as originally submitted and approved is disappointing and a cause for considerable concern. The motion passed unanimously.

A representative of DCCA expressed approval of the motion.

2. Mr. McIvor of the Public Space Commission reported on new regulations of the Public Space Commission concerning blanket moratoriums on public pay phones (COCOT) in designated areas. He said that if there were letters on file indicating opposition by residents to an installation of a (COCOT) that any applications for additional public pay phones in that area would automatically have a hearing scheduled. Mr. Ray asked what defined an area to the Public Space Commission. Mr. McIvor said that PSC would defer definition of an area to the citizens groups.

Mr. Bass presented a proposed ANC seven-point policy on guidelines for outdoor cafes (see attached). Mr. Ray asked if this was a discussion draft for future meetings. Mr. Bass said that the new commissioners have no obligation to it. Mr. Gamble said he sees it as a presentation and that there was no problem in discussing it as such, but that no action would be taken at this meeting. Mr. Bass said that the policies need to be created to include the interests and represent a consensus of ANCs, civic, and business groups.

#### **COMMISSIONERS REPORTS**

Mr. Ray reported that Haransky the new commissioner for SMD07 had been introduced to the neighborhood at a reception.

Mr. Pagano reported that the Public Service Commission wanted the ANC 2Bs position on a proposed installation of a pay phone at 1617 Connecticut Avenue NW.

**MOTION**

Mr. Pagano moved and Mr. Holmes seconded a motion to oppose the installation of a public phone at 1617 Connecticut Avenue, NW because there is already an over concentration of public pay phones in this block of Connecticut Avenue. The motion passed unanimously.

Ms. Shannon reported on a BZA application for increase in the number of rooms used and a waiver of parking requirements for a bed and breakfast at 1738 R Street, NW. She requested the commission oppose this application as the ANC has not had an opportunity to review this application.

**MOTION**

Mr. Gamble moved and Ms. Taylor seconded a motion that The ANC 2B oppose BZA application No. 16025 - 1738 R St NW because the ANC has not had an opportunity to review the proposed application and the ANC has concerns about increasing the number of rooms used for this bed and breakfast and the request for a parking requirement waiver. The motion passed unanimously.

Mr. Bass reported that he was submitting his resignation from the chairmanship of the ABC committee because he had been appointed to the D.C. Alcoholic Beverage Control Board. Mr. Bass's resignation was accepted.

Mr. Bass said he needed to have the commission approve and expenditure of \$150.00 for the H.H. Leonard appeal case.

**MOTION**

Mr. Holmes moved and Ms. Taylor seconded to approve that the ANC provide \$150.00 to defray the costs for the H.H. Leonards appeals case. The motion passed with Mr. Ray abstaining.

Mr. Bass said that the Cosmos Club Foundation is interested in getting involved in the community and would like to meet with the ANC to discuss possible grants.

Mr. Gamble recommended that the annual donation to St. Thomas Parish be in the amount of \$750.00. Mr. Holmes said that because of possible budget constraints the ANC will be facing in 1995, he felt the donation should be \$500.00, the same as in the previous year.

**MOTION**

Mr. Gamble moved and Mr. Holmes seconded to donate \$500.00 to St. Thomas Parish. The motion passed unanimously.

Mr. Holmes reported for the benefit of the incoming commissioners that commissioners cannot be reimbursed by the ANC for any newsletters or flyers the billing must come from the publishers.

**MOTION**

Ms. Taylor moved and Mr. Holmes seconded that while a Voluntary Agreement was in process, to oppose the reissuance of a Class "CT" license application for Escandelo Restaurant 2122 P Street NW because of adverse impact of the peace, order, and quiet of the surrounding neighborhood due to trash and waste disposal problems and rodent infestation. The motion passed with Mr. Bass recusing himself from the discussion and vote.

**MOTION**

Mr. Bass moved and Mr. Ray seconded that the new commission consider extending the opposition for COCOT to include the entire ANC area. The motion passed unanimously.

Ms. Taylor presented a statement about her years on the commission and her observations about the need to work together in addressing neighborhood issues. She expressed some criticism about the activities of Commissioner Ray during her tenure.

**MOTION**

Mr. Gamble moved and Mr. Bass seconded a motion to send a letter to Councilmember Brazil stating the ANC 2B view of the adverse effect on communities of the proposed budget cuts in the FY1995 budget which would eliminate all funding for the ANCs. This motion passed unanimously.

**MOTION**

Mr. Bass moved and Mr. Ray seconded to send a standing letter to the Public Service Commission stating the ANCs opposition for any approval for applications for public pay phones (COCOT) in the 1500 block of 15th Street NW. This motion passed unanimously.

**MOTION**

Mr. Bass moved and Mr. Holmes seconded that the next ANC 2B meeting, with the new commissioners seated, be set for January 11, 1995 at 7:30P.M. This motion passed unanimously.

Mr. Gamble said he would like to find a convenient time for all the new commissioners to meet at the office to receive keys and see the ANC 2B office.

Mr. Kyle Pitsor thanked all the outgoing commissioners for their public service.

Respectfully submitted,

Martha Shannon  
Secretary, ANC 2B