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MINUTES OF THE JANUARY 10, 1990 MEETING
OF THE DUPONT CIRCLE ANC

The Dupont Circle ANC held a regularly scheduled meeting on Wednesday, January 10, 1990 at St. Thomas Church. All commissioners were present.

Ms. Moses moved that the following persons be elected as officers for the coming year: Jack Evans, Chairman; Dennis Bass, Vice-chairman; Alaire Rieffel, Secretary; and Dennis Gaugler, Treasurer. Mr. Bass seconded the motion, which was approved unanimously.

A representative of the Second District Police presented a report on crime in the area.

A resident complained about construction noise from the former Junkanoo building throughout the night, and about construction dumpsters being used for garbage, creating rat problems. Ms. Moses promised to look into the problem.

Ms. Rieffel moved, and Mr. Bass seconded, a motion that the minutes of the last meeting be approved. The motion was adopted unanimously.

The architect of a new building at 15th and M Streets, Mr. Hartman, presented a request for a variance to allow columns/pilasters to project 10" into public space, which he said will not increase the f.a.r. or the height of the building. Mr. Bass moved, and Mrs. Rieffel seconded, a motion that the ANC support the variance. The motion was approved, with all commissioners voting in favor except Mr. Grandis, who voted in opposition.

Representatives of "Sam and Harry's" presented a request for a new liquor license at 1200 19th Street for an "upscale steak house." Mr. Evans moved, and Mr. Maggi seconded, a motion that the ANC support the request. The motion was passed, with all commissioners voting in favor except Mr. Bass and Mrs. Rieffel, who abstained.

Kathy Sheehan presented a plan for 2000 S Street, N.W. Ms. Moses moved, and Mr. Gaugler seconded, a motion that the ANC support the plan. The motion was approved unanimously.

The owner of 1740 S Street presented a request for a variance to replace an old wood fire escape with a metal fire escape and add a new deck above the garage. Mr. Grandis moved, and Mr. Gaugler seconded, a motion that the ANC support the request, which was approved unanimously.

Motion by David Maggi, seconded by Dennis Gaugler (?):

That the ANC support the application for a [CT liquor (tavern)] license by New-Dot, Inc., for Mr. P's, provided that:

1. the applicant amend its ANC [license renewal] form to indicate:
 - (a) the hours of operation of its outside garden/patio (which are to no later than 11:00 p.m. on Sunday-Thursday (except days preceding a Federal holiday) and 12:00 midnight Friday-Saturday and days preceding a Federal holiday);
 - (b) the estimated occupancy of its outside garden/patio (which was stated to be 125);
 - (c) the time for collecting trash (which is to be between 7:00 a.m. to 9:00 p.m. Monday-Saturday);
 - (d) that it will not seek a sidewalk cafe; and
 - (e) that there may be entertainment, vocals or singing, and dancing on the premises occasionally, if that is accurate.
2. the ANC and the applicant enter into an agreement, that is to be enforced by the ABC Board, providing that:
 - (1) the ANC will support the application,
 - (2) the applicant will not have music (live or taped) or other entertainment (except that cook-outs are permitted) on the outside garden/patio or other outside portion of its business,
 - (3) the applicant will post signs asking patrons not to make noise while in the area,
 - (4) the applicant will operate its business as described in the revised ANC liquor license form, which is to be attached to the agreement, and
 - (5) the applicant is to close its outdoor garden/patio no later than 11:00 p.m. on Sunday-Thursday (except days preceding a Federal holiday), and 12:00 midnight Friday-Saturday and days preceding a Federal holiday; and
3. if the applicant does not amend its ANC liquor license form and enter into such as agreement by January 16, 1990, the ANC will file a protest to the grant of the license and oppose it as strongly opposed by the residents of the area.

The motion was passed 5-0-2, with Mr. Bass and Ms. Rieffel abstaining.

Incorporates at ¶¶ 1(a) and 2(5) a motion by Dennis Bass, seconded by Alaire Reiffel to limit hours of operation to 11:00 p.m. Sunday-Thursday, except for days preceding a Federal holiday. The original motion limited hours to 12:00 midnight on all days.

The amending motion was passed unanimously.

Representatives of "Mr. P's" at 2147 P Street, N.W. presented a license for a CT (tavern) retailer liquor license by New-Dot, Inc. Mr. Eli Godestinger, a resident of a neighboring building, asked that the ANC oppose this license due to the effect on real estate values; the detrimental effect on peace, order and quiet; parking and pedestrian safety problems; the negative effect on economic vitality; the overconcentration of ABC licensed establishments in the area; noise from bottles breaking shouting, drug deals out front; and serving to inebriated persons. Mr. Kyle Pitsor, a resident of 1511 22nd Street expressed similar concerns about the appropriateness for the location, noise, and outdoor sale of liquor. Mr. Pitsor also noted a flaw in the stated boundaries in the public notice of the application.

Ms. Moses moved and Mr. Grandis seconded a motion that the ANC support the application if it includes restrictions as stated on the attached copy of the final motion, except that the patio would close at midnight. Mr. Maggi moved, and Mr. Gaugler seconded, a motion that the motion be amended to read as attached. The motion to amend was passed, with all commissioners voting in favor except Mr. Gaugler and Mrs. Rieffel, who voted in opposition. The main motion as amended was then approved, with all commissioners voting in favor except Mrs. Rieffel who voted against, and Mr. Bass who abstained.

Ms. Moses moved, and Mr. Maggi seconded, a motion that the quarterly report be approved. The motion was approved unanimously.

The meeting was adjourned at 10:25 p.m.

Respectfully submitted,

Alaire Bretz Rieffel
Secretary