

Letters:

To: Councilmember Jack Evans
Re: State Implementation Plan

To: Jim Graham, Whitman-Walker Clinic
Re: Certificate of Need

To: Councilmember Evans
Re: Thanks for his support of Bill 10-207, the "Alcoholic Beverage Control Act and Rules Reform Amendment Act of 1993"

To: Councilmember John Ray
Re: Bill 10-207, the "Alcoholic Beverage Control Act and Rules Reform Act of 1993"

To: Councilmember John Ray
Re: Confirmation of Hampton Cross as Director of the DCRA

MINUTES OF THE DECEMBER 15, 1993 MEETING OF THE DUPONT CIRCLE ADVISORY NEIGHBORHOOD COMMISSION 2B

The Dupont Circle ANC 2B held a regularly scheduled public meeting on December 15, 1993 at St. Thomas Parish. Commissioners Ray, Bass, Gamble, Holmes, Shannon, Taylor, and Pagano were in attendance. Chairman Bass called the meeting to order at 7:35 p.m. Capt. Ross Swope of the second district gave a police report. He warned that there is a significant number of pick pockets near Metro stations so everyone should be alert. He went on to say that the Crime Initiative is still in action and that means there will be more officers on patrol and a Christmas detail along Conn. Ave. Capt. Boggs of the third district gave a police report and informed those present that an ATM robbery suspect had been caught. Lt. Bruce Cunningham of the U.S. Park Police also gave a police report.

Adoption of the Minutes

Mr. Holmes moved and Mr. Gamble seconded, a motion to adopt the minutes of the November 17 meeting of ANC 2B with the following amendment: a motion was made by Commissioner Ray and seconded by Commissioner Taylor to appropriate \$300 for the printing costs of the anti-theft from auto flyers. This motion passed with Commissioners Shannon and Taylor in abstention.

Issues:

I. Larry Fryer, U.S. Postal Inspector, came before the ANC to discuss the recent rash of credit card fraud in the Dupont Circle area as well as other parts of the city. Mr. Fryer said that a suspect was arrested after a surveillance had taken place and plead guilty. Mr. Fryer said that primarily rural and affluent areas were targeted and that the suspect especially looked out for pre-approved credit card applications and bank statements. Mr. Fryer warned everyone to put a lock on their mailbox and to report any suspicious activity to the U.S. Postal Service immediately. He suggested that the post office should be requested to

hold mail during periods of travel. He also recommended notifying the bank if the statement is late.

II. Lenny Smith, attorney for Pepco, was present to discuss the proposed rate increase requested by Pepco in June 1993. Mr. Smith said that Pepco is awaiting a decision in March 1994. Mr. Smith informed the ANC and those present that Pepco first filed for a 100 million rate increase but is now only asking for 56.6 million. Representatives from the Office of the People's Counsel were invited to the meeting but did not attend.

III. Anti-Theft flyers

Mr. Ray moved and Ms. Taylor seconded, a motion that ANC 2B authorize an expenditure of not more than \$234 for the production and printing of 4,000 anti-theft flyers aimed towards preventing theft from auto. This motion passed unanimously.

IV. Split-Rate Residential Property Tax

Mr. Rick Rybeck of the Councilmember Hilda Masons' office was present at the meeting to discuss the "split-rate" residential property tax proposal. This proposal would reduce tax on buildings and increase tax on land values.

Mr. Gamble moved and Ms. Taylor seconded, a motion that ANC 2B support this study on the split-rate residential property tax proposal.

Commissioner Holmes moved that this discussion be tabled until the January 12 meeting of the ANC to give the Commission time to study the proposal further. This motion passed unanimously.

V. Rascals

Bill Manthey, representative for Rascals was present at the meeting to sign a voluntary agreement between ANC 2B and Rascals. Mr. Manthey agreed to sign an elaborate agreement with numerous strict restrictions on the operation of the new Rascals at 1629-31 Conn. Ave. with the provision that ANC 2B would support its zoning variance to allow dancing. Some terms of this agreement will include: Rascals will run a bona fide restaurant on the first floor of the building, a bar/restaurant on the second floor with restricted hours on the terrace area, and dancing in the basement of the establishment; there will be no regular entrance/exit to the rear of the building; there will be lighting in the rear of the building; treeboxes in front of the building will be fenced in and trash will be picked up daily; there will be a regular patrol of the alley to discourage disorderly conduct and illegal parking by patrons. ANC 2B and the DCCA will withdraw its motion to oppose the granting of the ANC license for Rascals and support the application to the BZA for a variance to allow dancing.

Mr. Bass moved and Mr. Pagano seconded, a motion to accept and endorse the voluntary agreement. This motion passed unanimously.

VI. State Implementation Plan

Jeannette Barker, Sierra Club Board member, was present at the meeting to discuss the upcoming vote on December 17 on the State Implementation Plan to comply with the Clean Air Act. The vote will take place at the Council's Government office at 12 noon. The Mayor and Council members Evans, Chavous, and Nathanson will vote. Ms. Barker requested that the ANC write a letter to Councilmember Evans asking for his support of the State Implementation Plan and to raise the following issues for further consideration:

- 1) Transportation Control Measures should not include reductions based on proposed highways like the Barney Circle Freeway.
- 2) The current SIP should include land use planing measures such as mixed use zoning, pedestrian and bicycle roads closed to vehicle traffic, and zoning to favor higher densities at transit centers.
- 3) Alternative control measures such as expanding Metro, adopting a flat fare system, and using DOT funds for alternative fuel buses should be mandated for study.
- 4) The Employer Commute Option, which would require large employers to discourage workers from driving to work alone should be mandatory.
- 5) Low emission vehicles should be mandated for the region. Electric and solar powered cars should be encouraged.

VII.

Mr. Matt Nicely, of the Mayors Citizens Advisory Panel on Recreation, briefly discussed his plan to put together a survey regarding the citizens' needs and concerns involving recreation. He asked that anyone with suggestions or comments to contact him.

Commissioner Reports

Mr. Ray reported that he walked around his SMD viewing all the egregious situations of newspaper vending machines and is considering a voluntary agreement with the Washington Post and the ANC.

Ms. Shannon reported that the applicants for the BZA application at 1740 Corcoran St., N.W. are developing new plans for the deck on the rear of the property. She also reported that She, Kyle Pitsor, President of the DCCA, and Dennis Bass had met with Paul Katinas of Annie's Restaurant to discuss Annie's staying open 24 hours. She said that she has not gotten any complaints about this extension of hours. They also urged Mr. Katinas to speak with tour bus companies bringing patrons to Annie's and inform them that it is illegal to park on streets around the restaurant.

Mr. Bass moved and Ms. Shannon seconded, a motion that ANC 2B support Bill 10-207, the Alcoholic Beverage Control Act and Rules Reform Act of 1993 with the provision that the northern boundary of the "Nightclub Zone" be moved from M to L Street N.W. This motion passed unanimously.

Mr. Gamble reported that the Rooming House Licensing Act has been submitted to the Council by John Ray with the recommended decrease in residents. However, the hearing on this bill has been postponed. Mr. Gamble recommended that no further action is needed by the ANC.

Mr. Gamble moved and Ms. Taylor seconded, a motion that ANC 2B send a letter to Councilmembers Ray and Evans reiterating its support of this bill as amended. This motion passed unanimously.

Mr. Bass suggested that the ANC appropriate a \$75 Christmas Bonus to Staff Coordinator, Hollie Saiz. The Commission agreed.

New Business

Mr. Bass moved and Mr. Gamble seconded a motion to support the Certificate of Need for the Whitman-Walker clinic to establish a free-standing mental health clinic. This motion passed unanimously.

Mr. Bass moved and Mr. Holmes seconded, a motion that ANC 2B supports the confirmation of Hampton Cross as the Director of the DCRA (PR-10-407). This motion passed unanimously.

Mr. Bass moved and Mr. Holmes seconded, a motion to appropriate a \$50 donation to the D.C. Preservation League. This motion passed unanimously.

Mr. Bass announced that there is going to be a Ward 2 Mayor's town meeting on January 18 at Francis Jr. High.

Open Forum

Eleanor Connally, resident at 2106 R Street, N.W. informed the ANC that her BZA application will be heard at the January 19 hearing of the BZA and that she will be out of the country during the ANC's January 12 meeting. The Commission suggested that she contact Mr. Pagano.

The meeting adjourned at 10:45 p.m.

Respectfully submitted,

Martha T. Shannon

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Secretary

ANC 2B