

**ANC 2B DUPONT CIRCLE ADVISORY
NEIGHBORHOOD COMMISSION**

**PUBLIC MEETING St. Thomas Parish
Wednesday May 8th, 2002**

The May Public Meeting of ANC 2B was called to order by Chair Vince Micone at 7:30 PM. The Chair began the meeting by asking the Commissioners to identify themselves. All were present except for Wayne Lerch, 2B05, who had a family emergency. Present were: Norma Chaplain, 2B01; Vince Micone, 2B02; David Jolliffe, 2B03; Jeff Hopp, 2B04; Marilyn Newton, 2B06; and Irv Morgan, 2B07.

Local Police and Crime Reports

Lt. Hill of the DC Metropolitan Police, PSA 308, Lt. Groomes, PSA 309, Officer Kimball, 3rd District Vice Unit, and Lt. Claus, U.S. Park Police, provided an update on the incidence of crime in their respective jurisdictions. They reported that crime was significantly reduced from this time in 2001. Lt. Hill reiterated from last month's meeting his request that any suspicious persons be reported to the police. Lt. Claus noted that during May there is typically an increase in crime at the Dupont Circle park and P Street beach, as more people begin using the parks. Lt. Groomes noted that an armed robbery occurred recently in her PSA and that an arrest was made in the case. Officer Kimball invited the public to attend a meeting he would be hosting at the Dupont Circle Resource Center on May 30, 2002, at 2:30 p.m., to discuss crime in the west Dupont neighborhood. Chair Micone congratulated on behalf of the Commission Lt.'s Hill and Groomes for passing the Captain's exam.

Open Forum

The Chair announced that the *Northwest Current* would begin offering a Dupont edition beginning June 7, 2002.

The Chair congratulated and thanked Mike Fasano, President of the Dupont Circle Citizens Association, and Margie Young for coordinating the rededication ceremony for the Dupont Circle Park, held on May 5, 2002.

David Moorhead, PEPCO's liaison to the Dupont Circle neighborhood, noted that street repairs on the 1700 block of Church Street were done by PEPCO at the request of the city. Mr. Moorehead had been asked at a prior meeting for information on this project. Contact Mr. Morehead on 872-2337 or at dmorehead@pepco.com for more information.

Clark Ray, the Ward 2 Neighborhood Services Coordinator, provided an update on the status of the implementation of the 17th Street Persistent Problem Area Improvement Plan. Contact Mr. Ray on 727-8587 or at clark.ray@dc.gov for more information.

Debby Hanrahan announced that Ross Elementary School was in need of donated personal computers with a minimum of Pentium II processors and voice cards. The PCs

would allow for student use of newly donated software. Contact Ms. Hanrahan on 462-2054 for additional information.

Teri Adams, Parking Planning Program Manager for District Division of Transportation (DDOT), provided an update on the implementation of the Dupont Circle Parking Task Force Report. Ms. Adams indicated that a pilot project would be used to implement the recommendation to place L's on streets to demark legal parking. She also noted that DDOT was convening a multi-agency task force to consider safety, transportation, and public works issues caused by narrow streets. Ms. Adams said she would update ANC 2B on the progress of this task force. Ms. Adams reported that she would follow-up at a future meeting about the implementation of the final additional new parking spaces recommended in the report and about the recommended change of hours for loading zones to provide evening parking opportunities.

ISSUES

1. **BZA Application** - Application #16873, National Association for the Education of Young Children, Special Exception to Continue Use of a Parking Lot at 1522-26 Church St., NW: ANC 2B considered this application for continued use of the parking lot adjacent to their building. The applicant provided a presentation on the status of the lot and improvements made since approval was last granted by the BZA. After questions from those present, ANC 2B voted unanimously to support the application for parking usage at this lot for a period of five years. (2B04)
2. **BZA Application** - Application #16876, 1531 P & Assoc., Variance to Allow Construction of a Roof Deck & Penthouse on an Existing Building that Exceeds the Maximum Lot Occupancy in an SP-1 Zone at 1531-35 P St., NW: ANC 2B considered this application for a roof deck. The proposed expansion will be at the rear of the premises and will not be visible from the street. After questions from those present, ANC 2B voted to support the application. (2B04)
3. **ABC Status Matters** - Uni A Sushi Place, Application #22982, Retailers "CR", 2122 P Street, NW, Request for a Substantial Change to Expand ABC Service at a Sidewalk Café: The Chair announced that the ABC Board held a Fact-Finding Hearing on a request by Uni A Sushi Place (Uni) for ABC service at a proposed sidewalk café. In November 2001, ANC 2B voted to oppose this request as the premises is located in the West Dupont ABC Moratorium Zone. The applicant, though invited, chose not to appear nor present written testimony on his proposed use at the November meeting of ANC 2B. The ABC Board ordered that the applicant attend a meeting of ANC 2B and present an overview of his proposed plans. James Tan, owner and operator of Uni, indicated that he applied to use the public space on either side of the stairwell in front of the building where his restaurant is located. Mr. Tan did not offer specific plans; rather, he offered a copy of a plan used by a prior tenant of the Uni space. The Chair requested that Commissioner Newton meet with Mr. Tan to share current documents related to the application. The Chair requested a more specific presentation from Mr. Tan

about his plans. He indicated ANC 2B will consider the application once again at its June meeting. (2B06)

4. **ABC Substantial Change Matter** - Peppers, Application #21211, CR License, 1527 17th St., NW, Request for an Expansion in ABC Service to the Second Floor with a Increase of Capacity from 74 to 150: ANC 2B considered an application for a substantial change of the ABC license at Peppers. Steve O'Brien, representing the applicant, provided an overview of the substantial change application. The Chair provided an overview of prior actions by ANC 2B and the ABC Board related to this proposed expansion. As the premises is located in the East Dupont ABC Moratorium Zone, the Chair indicated that a significant issue that the ABC Board would consider is whether a right by the applicant to use the second floor existed before the moratorium non-expansion clause was enacted. After significant comment and questions from the audience, ANC 2B voted to protest this application. (2B05)
5. **ABC Substantial Change Matter** - Hotel Rouge, CH License, 1315 16th St., NW, Request for an Expansion in ABC Service at a Sidewalk Café: ANC 2B considered a request for a stipulation to allow ABC service at an existing sidewalk café at Hotel Rouge. Michael Fonseca, representing the applicant, provided an overview of the request and space, which is a properly permitted unenclosed sidewalk café with 12 seats. After questions from the audience, a motion to support the request for a stipulation failed. (2B05)
6. **ABC Substantial Change Matter** - The Big Hunt, Application #958, CR License, 1345 Connecticut Ave., NW, Request for a Change of License Classification from CR (restaurant) to CT (tavern): ANC 2B considered a request for a change of license classification from restaurant to tavern by The Big Hunt. Dana Wells, representing the applicant, noted that there would be no change of hours or service as a result of the change of license classification; the tavern license allows a lower percentage of food sales and better reflects the operations of the establishment. After questions from the audience, ANC 2B voted unanimously to support this application. (2B07)
7. **ABC Substantial Change Matter** - MCCXXIII, Application #36042, CT License, 1223 Connecticut Ave., NW, Request to Expand to the Third Floor of the Premises to Add a Bar, Restrooms, & Seating, and Request to Add the Trade Name "Spank": ANC 2B considered a request for a substantial change for an expansion of MCCXXIII. Commissioner Morgan noted that he had visited the establishment earlier in the day and invited the manager to attend the meeting. No representative was present. The Chair noted that the application was received two days before the meeting and that the deadline to contest the application was before the June ANC meeting. After comment and discussion, ANC 2B voted unanimously to protest the application pending full consideration of the application at the June ANC meeting. (2B07)

8. **ABC Substantial Change Matter** - 1819 Club, Application #9280, CN License, 1819 M St., NW, Request to Expand to Include the Second Floor, Construct a Balcony above the Perimeter of the First Floor, Relocate the Kitchen to the Second Floor, Replace the First Floor Kitchen with 42 Seats and a Stage, Construct Dressing Rooms, and Expand Capacity from 74 to 139: ANC 2B considered a request for substantial change for an expansion of the 1819 Club. Commissioner Morgan noted that he had visited the establishment earlier in the day and invited the manager to attend the meeting. Owner Nicholas Addams was present. The Chair noted that the application was received two days before the meeting and that the deadline to contest the application was before the June ANC meeting. Mr. Addams provided a comprehensive presentation of the proposed changes to the establishment. After comment and discussion, ANC 2B chose to take no action on the application. (2B07)
9. **New ABC License** - Midi Cuisine, Application #50182, CR License, 1635 Connecticut Ave., NW: ANC 2B considered an application by an existing restaurant, Midi Cuisine, for ABC service as a part of its operations. Although invited by Commissioner Micone, the applicant did not attend the meeting. As there was no presentation on the proposed license, ANC 2B voted unanimously to protest the application. (2B02)
10. **New ABC License** - Savino's, Application #50183, CR License, #1 Dupont Circle, NW: ANC 2B considered an application for a new restaurant with a sidewalk café on the New Hampshire Ave. side of #1 Dupont Circle. The Chair noted that this premises was exempted from the West Dupont ABC Moratorium conditioned upon the applicant providing parking for its patrons in the existing parking garage at the building. Michael Levy, representing the applicant, provided an overview of the plans for new restaurant. Mr. Levy indicated the applicant's willingness to enter into a voluntary agreement to restate the parking agreement and to limit the hours of the sidewalk café to 11 pm Sunday through Thursday and 1 am Friday and Saturday. Mr. Levy requested a stipulation for ABC service pending the ABC hearing. After comment and discussion, ANC 2B voted unanimously to support the application and stipulation request subject to the successful negotiation of a voluntary agreement. (2B02)
11. **New ABC License** - Sofitel, Application #50184, CH License, 806 15th St., NW: ANC 2B considered an application for a new hotel on 15th Street. Jim Smith, representing the applicant, provided an overview of the plans for new hotel. Mr. Smith requested that the ANC support a stipulation for immediate ABC service, pending the ABC Board's hearing, as Sofitel will be ready to open in early June. After comment and discussion, ANC 2B voted unanimously to support the application and stipulation request. (2B05)
12. **ABC Renewals** - ANC 2B considered the ABC license renewals for:
2B01 - Caravan Grill, 1825 18th St.; Grille 88, 1910 18th St.; Thaiphon, 2011 S St.; Wazuri, 1836 18th St.

2B02 - Childe Harold, 1610 20th St.; Chipolte, 1629 CT Ave.; Embassy Row Hotel, 2015 Massachusetts Ave; Fuzio, 1630 CT Ave.; Etrusco, 1606 20th St.; The Front Page, 1333 NH Ave.; Pesce, 2016 P St.; Raku, 1900 Q St.; Thai Chef, 1712 CT Ave.; Zorba's, 1612 20th St.

2B03 - Floriana, 1602 17th St.; Dupont Italian Kitchen, 1631 17th St.

2B05 - Bank of America, 730 15th St.; Capitol Hilton, 1001 16th St.; Fran O'Brien's, 1001 16th St.; Jefferson Hotel, 1200 16th St., Olives, 918 16th St.; Peppers, 1527 17th St.; Vivo, 1509 17th St.

2B06 - The Mansion on O Street, 2020 O St

2B07 - 4th Estate, 1101 17th St.; The Big Hunt, 1345 CT Ave.; Café Asia, 1134 18th St.; Café Citron, 1343 CT Ave.; Café Soleil, 839 17th St.; Café Toka, 1140 19th St.; Chipolte, 1837 M St.; Daily Grill, 1200 18th St.; El Chalan, 1924 I St.; Frank and Stein, 1850 K St.; Fuddruckers, 1216 18th St.; Il Pranzo, 1800 M St.; Jurys, 1500 NH Ave.; Kaz Sushi, 1915 I St.; Luna Grill, 1301 CT Ave.; The Mayflower, 1127 CT Ave.; Oodles Noodles, 1120 19th St.; Sam & Harry's, 1200 19th St.; Sizzling Express, 1150 CT Ave.; Spezie, 1736 L St.; Teatro Goldoni, 1909 K St.; Tequila Grill, 1990 K St.

ANC 2B voted unanimously to send a letter of support for the renewal of the license for Fuzio and to request the continuance of the previously negotiated voluntary agreement with this establishment. (2B02)

ANC 2B voted unanimously to protest the renewal of the ABC license for Grille 88 pending the negotiation of a voluntary agreement to address issues related to applicant's impact on the peace, order, and quiet of the immediate neighborhood. (2B01)

13. **Public Space Application** - Café Toka, Unenclosed Sidewalk Café, 1140 19th St., NW: ANC 2B considered an application by Café Toka for an unenclosed sidewalk café at 1140 19th Street. It was noted that the proposed use of public space is consistent with the ANC 2B's public space guidelines. After comment and questions, ANC 2B voted unanimously to support this application. (2B07)
14. **BZA Application** - Application #16823, Humberto Gonzalez, Variance to Allow the Expansion of a B&B from 6 Sleeping Rooms to 11 or More, with Group or Social Events in an R-5-D District at 1720 16th St., NW: ANC 2B considered an application by Humberto Gonzalez for a variance to allow bed and breakfast use from six to eleven or more rooms at the Tutorsky Manson, located at 1720 16th St., NW, with accessory use for group or social events. A brief presentation was made by the applicant and Cynthia Giordano, the applicant's counsel. The Chair noted that, after extensive negotiation, the applicant discontinued efforts towards a voluntary agreement to address neighborhood concerns and had not been in contact with ANC 2B or other protestants since the April BZA hearing. It was further noted by the Chair that the public notice on the matter was not reflective of the application supplied by Ms. Giordano. ANC 2B voted unanimously to

protest this application pending the negotiation of a binding voluntary agreement to address issues of neighborhood concern. (2B04)

ANC 2B voted to adopt the Quarterly Financial Statement for the second quarter of fiscal year 2002.

ANC 2B voted to approve a resolution allowing the Treasurer to maintain the Commission's financial records at his resident. ANC 2B voted to approve the expenditure of funds from the Commission's unbudgeted reserves for back taxes, penalties, and fees in the amount of \$403.06 to the IRS for unpaid payroll taxes dating to the mid-1990's.

Chair Vince Micone stated that the next regular meeting of ANC 2B will be June 12, 2002, 7:30 p.m., at St. Thomas Parish, 1772 Church St., NW.

There being no old business nor any new business, the May 8th Public Meeting of ANC 2B was ADJOURNED.

Respectfully Submitted



Brian T. Piech
Staff Coordinator
ANC 2B