



GOVERNMENT OF THE DISTRICT OF COLUMBIA

Dupont Circle Advisory Neighborhood Commission 2B

Regular Meeting Minutes

Wednesday, June 8th, 2016; 7:00 p.m.

Brookings Institution, 1775 Massachusetts Avenue NW

Call to Order

The June 2016 Meeting of the Dupont Circle Advisory Neighborhood Commission (Commission or ANC 2B) was called to order by Chair Nicole Mann at 7:00 pm.

The Commissioners identified their Single Member Districts (SMDs). Present were: Daniel Warwick (2B02), Stephanie Maltz (2B03), Michael Upright (2B04), Abigail Nichols (2B05), Mike Silverstein (2B06), John Kupcinski (2B07), Nicole Mann (2B08), and Noah Smith (2B09).

Announcements and Public Comments

Commissioner Announcements

Chair Mann introduced Amy Johnson, a local resident, who, pending the completion of the challenge period, will be the new commissioner for single member district (SMD) 2B01. Ms. Johnson introduced herself to attendees.

Chair Mann gave an overview of the upcoming special ANC 2B meeting regarding the Board of Zoning Adjustment (BZA) application for 2147 P Street NW.

Chair Mann reminded attendees about the Capital Pride festivities during the upcoming weekend. She said that ANC 2B would have a contingent in the Capital Pride Parade.

Commissioner Maltz encouraged attendees to vote in the upcoming DC primary election.

Other Public Announcements and General Comments or Future Agenda Items

Patrick Kennedy, a board member for the Foggy Bottom Association (FBA), said that the FBA would be hosting Paul Wiedefeld, the General Manager of the Washington Metropolitan Area Transit Authority (WMATA), and WMATA Board Chair Jack Evans at its upcoming June meeting on June 28th. He invited all Dupont Circle community members to attend the meeting.

Eva Lewis, a Ward 2 representative for the Mayor's Office of Community Relations and Services (MOCRS), talked about the upcoming Constitutional Convention that the New Columbia Statehood Commission is planning. She also gave an overview of the upcoming DC Housing Expo at the Convention Center. She encouraged attendees to march with the Mayor in the upcoming Capital Pride Parade.

Tom Lipinsky, a representative for Councilmember Jack Evans' Office, encouraged attendees to march with Councilmember Evans in the upcoming Capital Pride Parade. He also gave an overview of the DC Council's recent vote to raise DC's minimum wage to \$15 an hour. Additionally, he provided updates on Metrorail's SafeTrack program. He said that late night Metrorail service on weekends will end at midnight.

General Agenda

Presentation by Tim Colbert, the General Manager of The Hepburn

Tim Colbert, the General Manager for The Hepburn, said that the building's management team is looking forward to partnering with the community. He said that his team will be improving the small triangle park at 19th Street and Florida Avenue NW as part of the building's construction process. He added that his team will be maintaining the park as part of the building's landscaping budget moving forward.

Mr. Colbert said that the building will soon be hosting a community event for local residents.

Presentation by White Oak Properties, the Developer of 1785 Massachusetts Avenue NW, on the Status of the Project

Malcolm Van de Riet, the President of White Oak Properties, said that the building at 1785 Massachusetts Avenue NW will be housing the American Enterprise Institute (AEI). He said that, as part of the renovation project, the building's address will be changed to 1789 Massachusetts Avenue NW.

Mr. Van de Riet said that construction will be tentatively completed on July 8, 2016, and that the construction site's crane will be dismantled this Saturday, at which point public space improvements at the site will begin. He added that the building's new tenants are looking forward to moving into the community.

Commissioner Kupcinski asked what the occupancy date for the new building would be. Mr. Van de Riet said that the occupancy date would be July 9, 2016.

Commissioner Kupcinski asked if there would be any additional lane closures for moving in furniture. Mr. Van de Riet said that there would not be because the move-in process had already begun.

Presentation by and Consideration of a Resolution for the DC Fair Elections Coalition Regarding DC's Citizens Fair Elections Act of 2015

Zach Weinstein, a representative for the DC Fair Elections Coalition, said that the Citizens Fair Election Program Amendment Act of 2015 will create a small-donor matching fund for candidates who forgo receiving larger donations. He gave a detailed overview of how a small-donor matching fund would work. He said that the act is modeled off of an existing small-donor

fund currently set up in New York City. He added that the fund would account for an estimated 0.06% of DC's annual budget.

This matter was tabled until the Commission's regular July meeting.

Consent Agenda

Consideration of Several Renewal Applications for Current Alcoholic Beverage Control Board License Holders

Olivia's Diner

Commissioner Maltz moved to send a letter to the Alcoholic Beverage Control Board asking for clarification on the status of Olivia's Diner's license renewal application. Commissioner Warwick seconded the motion, which was voted on and passed (VOTES: 7-0-0). The resolution reads as follows:

ANC 2B requests clarification from the Alcoholic Beverage Control Board about the status of Olivia's Diner's renewal application based on the ANC's understanding that the establishment closed permanently several weeks ago. ANC 2B also requests that the Board ensures that the ANC is included in the decision making process for Olivia's Diner's license moving forward.

Marriott Residence Inn / Crios

Commissioner Warwick moved to send a letter to the Alcoholic Beverage Control Board asking for clarification on the status of the Marriott Residence Inn / Crios' license renewal application. Commissioner Maltz seconded the motion, which was voted on and passed (VOTES: 7-0-0). The resolution reads as follows:

ANC 2B requests clarification from the Alcoholic Beverage Control Board about the status of the Marriott Residence Inn/Crios' renewal application based on the ANC's understanding that Crios, the restaurant portion of the hotel, closed permanently in February of 2016. ANC 2B also requests that the Board ensures that the ANC is included in the decision making process for the Marriott Residence Inn/Crios' license moving forward.

Alcoholic Beverage Control Board Agenda

Eritrean Cultural & Civic Center – Application for a Substantial Change to the Establishment's Retailer's Class "C" Multipurpose Facility License at 1214 18th Street NW

Chair Mann moved to approve a stipulated license for the Eritrean Cultural & Civic Center's new location at 1214 18th Street NW. Commissioner Warwick seconded the motion, which was voted on and passed (VOTES: 7-0-0). The resolution reads as follows:

ANC 2B supports the issuing of a stipulated license for the Eritrean Cultural & Civic Center's application for a substantial change to the establishment's Retailer's Class "C" Multipurpose Facility license at 1214 18th Street NW.

Bistro Bistro – Application for a Substantial Change to the Establishment's Retailer's Class "C" Tavern License at 1727 Connecticut Avenue NW

Chair Mann moved to protest Bistro Bistro's application for a substantial change to their license based on adverse impact on the peace, order, and quiet of the neighborhood. Commissioner Warwick seconded the motion, which was voted on and passed (VOTES: 7-0-0). The resolution reads as follows:

ANC 2B protests French Bistro Bistro B Lounge's application for a substantial change to the establishment's Retailer's Class "C" Tavern license to include a sidewalk cafe endorsement based on adverse impact on the peace, order, and quiet of the neighborhood, subject to the negotiation of a settlement agreement with the establishment that allows for the peaceful cohabitation with current neighbors.

Bareburger – Application for a New Retailer's Class "C" Restaurant License at 1647 20th Street NW

Commissioner Maltz moved to approve a stipulated license for Bareburger's new location at 1647 20th Street NW if and when the applicant applies for one. Commissioner Upright seconded the motion, which was voted on and passed (VOTES: 7-0-0). The resolution reads as follows:

ANC 2B supports the issuing of a stipulated license for Bareburger's application for a new Retailer's Class "C" Restaurant license at 1647 20th Street NW, should the applicant choose to apply for a stipulated license.

Commissioner Maltz moved to support Bareburger's application for a new license at 1647 20th Street NW. Chair Mann seconded the motion, which was voted on and passed (VOTES: 7-0-0). The resolution reads as follows:

ANC 2B supports Bareburger's application for a new Retailer's Class "C" Restaurant license at 1647 20th Street NW.

Historic Preservation and Zoning Agenda

1714-1716 N Street NW – Application for Variances from the FAR Requirements and the Nonconforming Structure Requirements, and a Special Exception from the Penthouse Setback Requirements, to Renovate Existing Offices

Commissioner Warwick moved to adopt a proposed resolution regarding the matter. Commissioner Nichols seconded the motion, which was voted on and passed (VOTES: 8-0-0). The resolution reads as follows:

ANC 2B supports the project as proposed due to receiving letters of support from neighboring businesses and the fact that the project will not disrupt any residential neighbors.

1520 T Street NW – Proposed Third Story Addition to a Row House

Commissioner Warwick moved to adopt a proposed resolution regarding the matter. Commissioner Smith seconded the motion, which was voted on and passed (VOTES: 6-2-0). The resolution reads as follows:

WHEREAS, the project at 1520 T St NW is a proposed third story addition to a historic row house,

WHEREAS, the project would be the first addition to a set of seven row houses built on the block in the late 1800's and a set of four similar row houses on the other side of the street,

WHEREAS, a previous set of drawings submitted to ANC 2B and neighbors revealed inconsistencies in the existing conditions drawings,

WHEREAS, ANC 2B is concerned with the addition on any one of these historic row houses as it would create a precedent for further additions along this historic and largely unchanged block,

WHEREAS, the current plans include a front roof deck and ANC 2B is concerned that items placed on the deck may be visible from the street even if the addition is not visible from the street, and encourages a flag test to include likely rooftop articles, including umbrellas and railings,

WHEREAS, ANC 2B is concerned with the unnecessarily stark contrast of the existing sidewalls and proposed addition, and

WHEREAS, ANC 2B is pleased with the dialogue with the applicant and is encouraged that changes can be made that would appease the concerns of neighbors.

THEREFORE, BE IT RESOLVED that ANC 2B supports this project with the following conditions:

- That there not be a roof deck on the front (north) side of home because of the risk that people, materials and building may be visible from T Street and for concern over noise and privacy.
- That given the results of a flag test on June 8, 2016, the applicant changes the plans to reduce the size of the 3rd floor addition by 2 feet 8 inches (from the north side) from the point where it was initially proposed to the point that it is not visible from T Street.

BE IT FURTHER RESOLVED that ANC 2B encourages the applicant, neighbors, and Historic Preservation Office to ensure drawings in the Board submission are accurate and complete.

1824 17th Street NW – Proposed New Retaining Wall and Patio Area in the Front Yard and on Public Space

The Commission did not take any action regarding this matter.

1713 S Street NW – Proposed Rear Addition, New Roof Penthouse and Deck, and the Removal of the Garage Roof

Commissioner Warwick moved to adopt a proposed resolution regarding the matter. Chair Mann seconded the motion, which was voted on and passed (VOTES: 7-0-1). The resolution reads as follows:

WHEREAS, the project at 1713 S Street NW is a proposed tear-down of a rear dog-leg, addition of a new roof penthouse and deck, and removal of the roof of an historic garage,

WHEREAS, the project is located within the confines of the Dupont Circle Historic District and Advisory Neighborhood Commission 2B,

WHEREAS, the project as proposed cannot be seen from the street and does not go farther back into the alley than its neighboring properties,

WHEREAS, the project has received letters of support from adjacent property owners, as well as two suggestions from the agent of an adjacent neighbor, including suggestions of adding fire separation material and chimney caps, and

WHEREAS, ANC 2B has received assurances from the applicant and neighbors that the suggestions are being addressed in good faith.

THEREFORE, BE IT RESOLVED that ANC 2B supports the project as proposed and encourages the applicant to work with the adjacent neighbor to address their concerns.

Public Space Committee Agenda

925 17th Street NW – Application by Protein Bar for a New, Un-Enclosed Sidewalk Café

Commissioner Nichols moved to take no action regarding Protein Bar's public space application based on an understanding that the application has been withdrawn, and to send in a letter to the Public Space Committee saying that the ANC would request additional time to comment on the application if it has not been withdrawn. Commissioner Warwick seconded the motion, which was voted on and passed (VOTES: 8-0-0). The resolution reads as follows:

ANC 2B takes no action on Protein Bar's public space application for a new, un-enclosed sidewalk café at 925 17th Street NW based on the ANC's understanding that the application has been withdrawn because the property owner has not approved the project. However, if the application has not been withdrawn, ANC 2B would like additional time to comment on the application and requests that the application be added to a subsequent Public Space Committee meeting agenda.

1831 M Street NW – Application by 1831 Bar & Lounge for a New, Un-Enclosed Sidewalk Café

Commissioner Smith moved to adopt a proposed resolution regarding the matter. Commissioner Warwick seconded the motion, which was voted on and passed (VOTES: 5-1-2). The resolution reads as follows:

ANC 2B conditionally supports 1831 Bar & Lounge's public space application for a new, un-enclosed sidewalk café at 1831 M Street NW, contingent on the applicant amending the application to include only one table with three chairs in the northwest corner of the proposed site plan, as well as the applicant amending the application to specify that the sidewalk cafe will close at midnight seven nights a week.

1731 New Hampshire Avenue NW – Application by the Carlyle Hotel to Stage Valet Parking

Commissioner Maltz moved to support the Carlyle Hotel's public application to stage valet parking. Commissioner Silverstein seconded the motion, which was voted on and passed (VOTES: 8-0-0). The resolution reads as follows:

ANC 2B supports the Carlyle Hotel's public space application to stage valet parking at 1731 New Hampshire Avenue NW. This application was filed by the hotel as a result of the recent settlement agreement that was signed by the ANC and the Carlyle Hotel in regards to the hotel's Alcoholic Beverage Control Board license. This application will also formalize a valet parking zone that has already existed in front of the hotel for some time now.

1636 17th Street NW – Application by Brick Lane Restaurant for a New, Un-Enclosed Sidewalk Café for No More Than 30 Patrons

Commissioner Maltz moved to support Brick Lane Restaurant's public space application for a new, un-enclosed sidewalk café. Commissioner Upright seconded the motion, which was voted on and passed (VOTES: 8-0-0). The resolution reads as follows:

ANC 2B supports Brick Lane Restaurant's public space application as proposed for 1636 17th Street NW.

1901 L Street NW – Application by Sweetgreen for a New, Un-Enclosed Sidewalk Café with 11 Tables and 22 Seats

Commissioner Silverstein moved to support Sweetgreen’s public space application for a new, un-enclosed sidewalk café at 1901 L Street NW. Commissioner Upright seconded the motion, which was voted on and passed (VOTES: 8-0-0). The resolution reads as follows:

ANC 2B supports Sweetgreen’s public space application as proposed for 1901 L Street NW, as it does not conflict with the ANC’s public space guidelines.

1512 Connecticut Avenue NW – Application by Sweetgreen for a New, Un-Enclosed Sidewalk Café with 3 Tables and 9 Seats

Commissioner Warwick moved to adopt a proposed resolution regarding the matter. Chair Mann seconded the motion, which was voted on and passed (VOTES: 8-0-0). The resolution reads as follows:

ANC 2B conditionally supports Sweetgreen’s public space application for a new, un-enclosed sidewalk café at 1512 Connecticut Avenue NW, contingent on the applicant revising the application in order to remove the three chairs that protrude towards the sidewalk and reaching an understanding with the adjacent PNC Bank in order to understand the liabilities of the project. While the proposed sidewalk cafe does not conform with ANC 2B’s Public Space Guidelines, the ANC conditionally supports the application based on the ANC’s previous support of the application.

2000 Massachusetts Avenue NW – Application by the Dupont Circle Conservancy for a New, Free-Standing Sign

Commissioner Warwick moved to adopt a proposed resolution regarding the matter. Chair Mann seconded the motion, which was voted on and passed (VOTES: 8-0-0). The resolution reads as follows:

WHEREAS, the proposed sign recognizes the historic James G. Blaine Mansion at 2000 Massachusetts Avenue NW,

WHEREAS, the sign is proposed by the Dupont Circle Conservancy as part of a grant from The Cosmos Club and the Dupont Circle Citizens Association, which included signs at the Patterson Mansion and The Cosmos Club in partnership with Cultural Tourism DC, and

WHEREAS, the application for the sign permit was postponed, at the owner’s request, until landscaping at the Blaine Mansion was completed.

THEREFORE, BE IT RESOLVED that ANC 2B supports the application as proposed and eagerly awaits the sign educating the public regarding a portion of Dupont Circle’s historic heritage.

Administrative Agenda

Approval of the April 2016 and May 2016 Regular Meeting Minutes

Chair Mann moved to approve the regular April 2016 meeting minutes. Commissioner Upright seconded the motion, which was voted on and passed (VOTES: 7-0-1).

Chair Mann moved to approve the regular May 2016 meeting minutes. Commissioner Upright seconded the motion, which was voted on and passed (VOTES: 8-0-0).

Consideration of Financial Support for the 17th Street Festival

Commissioner Maltz moved to authorize up to \$2,200 in expenses for the rental of porta potties for the 2016 17th Street Festival. Commissioner Upright seconded the motion, which was voted on and passed (VOTES: 7-0-1).

Adjournment

Chair Mann adjourned the meeting at 10:01 pm.