

Please note: In addition to the text and vote counts of the official actions taken by the Commission, these minutes may contain summaries of comments that were made and discussions that took place at the meeting. Such summaries are not intended to be a verbatim account of the meeting.

Advisory Neighborhood Commission 1C Adams Morgan Minutes of November 6, 2013

I. Call to Order and Introduction of Commissioners

A regularly scheduled meeting of Advisory Neighborhood Commission 1C was held on November 6, 2013 at Mary's Center. Chair Simpson called the meeting to order at 7:03 pm. Approximately 53 members of the public attended. In attendance were Commissioners Brian Hart (1C01), Martis Davis (1C02), Ted Guthrie (1C03), Gabriela Mossi (1C04), Billy Simpson (1C06), Wilson Reynolds (1C07), and Jimmy Rock (1C08).

II. Officer's Reports

Chair Simpson noted that he had nothing to report. The Secretary's and Treasurer's reports were deferred to December.

III. Commissioner Announcements/Comments

- Commissioner Davis reported that public comments can now be posted on the Envision Adams Morgan website. He said the Phase 1 report will remain open for comments for 3 or 4 months and that Phase 2 of the project will begin in 2014. Mr. Davis thanked all who contributed to the project thus far and noted that he has received inquiries from groups in DC who are interested in parts of the project. He added that Dupont Village, a group that focuses on making communities livable for the aging, may want to form a partnership to establish a similar community in Adams Morgan.
- Commissioner Davis also noted that there would be no meeting of the Public Services and the Environment Committee in November, which would have fallen on the day before Thanksgiving. He also noted that those interested in performing a public service this month could roast a turkey for the Central Union Mission and he provided fliers with more information.
- Commissioner Reynolds announced a Ward 1 Rat Summit on Saturday, November 9 at the Columbia Heights Community Center from 10 to 2, sponsored by Councilmember Jim Graham and the District Department of Health.
- Commissioner Simpson announced that the new soccer pitch at Marie Reed would be dedicated on Thursday, November 7 at 10:00 am.

IV. Public Announcements/Comments

- Benedicte Aubrun asked whether the Ward 1 Rat Summit would be available online or video recorded.
- A member of the public raised concerns about pedestrian safety at the intersection of 19th and Columbia Road, near the 7-11.
- Frank Maduro, representing Mayor Gray's office, introduced himself and said he was available to relay any public concerns.
- Kishan Putta of DC HealthLink.com announced an information session on health insurance options on November 21 at the Mount Pleasant Library. He said it would benefit the self-employed and those who may be paying too much for insurance as well as the uninsured. Commissioner Mossi added that another session will be held on Saturday, November 23 at the MLK Library that would offer assistance with enrollment.
- A representative from Learn DC spoke about outreach efforts to parents to communicate the importance of reading, singing, and talking to young children in getting them ready to learn. She left fliers in English and Spanish with information about Learn DC's Sing, Talk & Read program.
- A representative from DC Divest announced that the DC Council will hold a hearing November 26 on the Fossil Fuel Divestment Act and urged people to sign a petition to council members on DCdivest.org.

- Ernest Springs, President of the Reed-Cooke Neighborhood Association, announced that their next meeting would be on November 14 at 7 pm at the King Emmanuel Baptist Church.
- A representative from the local PNC bank introduced himself to community members.

V. Committee Agendas for November

Chair Simpson announced that the only ANC 1C committee meeting in November is the ABC and Public Safety Committee on November 13.

VI. Scheduled Business

a. ABC and Public Safety Committee

i. Adams Morgan moratorium on alcohol licenses

Chair Simpson summarized ANC 1C's deliberation thus far on the Adams Morgan moratorium on alcohol licenses. He stated that the Commission has taken public comments at the ABC and Public Safety Committee meeting on September 11th, at the Special Forum on October 9th, and written comments by email. He outlined the two basic positions that Commissioners were expected to advocate, which were posted to the Adams Morgan listserv. Commissioner Guthrie's draft resolution would continue the Adams Morgan moratorium as it currently exists for another 5 years. Chair Simpson described his own draft resolution that would maintain the current moratorium for nightclubs and taverns, but would discontinue it for restaurants with conditions added. Chair Simpson then asked if Commissioners wanted to propose any alternative positions, and welcomed comments from the public that were limited to two minutes per person.

Commissioner Reynolds commented that the deliberation has been a frustrating experience because much of the input he has received has been very general and not specific to the moratorium, with the exception of one useful comment that the moratorium would not be necessary if current rules were enforced.

Commissioner Reynolds said what is needed is a good measure of performance of establishments to distinguish good versus bad actors. He said he might prefer to see the moratorium go away for three years, see what's left, and then start over. In his opinion, the licenses are not inherently evil – it depends on who is operating the establishment, and, for example, whether they are meeting their food requirement.

Commissioner Davis said he does not think the moratorium is a good way to do business. He likened it to putting a band-aid on a deep wound. He said new businesses are not coming to Adams Morgan because of a negative perception of the area. He said we need to change that perception to attract restaurants and businesses and also suggested legislative fixes for the laws governing alcohol licenses, including the current practice of selling licenses.

Comments from the public

- Bob Ellsworth said if we open the flood gates we are going to get a flood. He feels the situation would be much worse if we didn't have the moratorium in place. He agreed that legislative action is necessary, but that in the meantime the quality of life is deteriorating due to crime and noise, and therefore we cannot let the moratorium go.
- John Andrade, the owner of Smoke and Barrel, said he supports the moratorium. He said it needs to include restaurant licenses. He himself wants to open more businesses, but not in Adams Morgan because of the atmosphere. He thinks that maintaining the moratorium will keep good players.
- Carl Schmid said 18th street is a mess, that we need to improve it, but he doesn't see how lifting moratorium is going to do that. He also agreed with Commissioner Reynolds that we need enforcement of licensed establishments before adding more liquor licenses.
- Niko Maljuzic said having a lot of people on the street actually makes it safer, but the type of nightlife in our area has deteriorated. One night there were 4 people passed out on the porch of his building. He said we cannot lift the moratorium until government acts to enforce what exists.

- A real estate agent who lives on Wyoming Avenue said Adams Morgan is losing out to Logan Circle. He said real estate values are harmed by the public perception that Adams Morgan is not a safe neighborhood, making it harder to sell property here. He said we need to fix our problems and then engage in public relations campaign. He said he thinks it would be dangerous to open the flood gates to new alcohol licenses and urged extending the moratorium five more years.
- Steve McKevitt said he supports continuing the moratorium. He said it would be reasonable to allow more restaurants as long as they are well-regulated but advised not shortening the duration of the moratorium because nothing could be accomplished in two years.
- Matt McCarthy, a resident since 1986, said he was chased away from Belmont where he first lived as conditions got worse and worse. He moved down towards Florida Avenue but conditions have gotten worse there as well. There are dents on cars and urination on doors and there is no support from politicians.
- Benedicte Aubrun spoke in support of preserving the moratorium. She agreed that there is a problem with a lack of enforcement from ABRA and noted that the U Street moratorium was denied despite proposal to reduce scope of the moratorium. She said Adams Morgan residents are open to welcoming new businesses, but they also want a neighborhood that is walkable, livable, and enjoyable.
- Philippe Furstenberg said a moratorium is not the solution to a perception problem. He also said that the option of adding a limited number of new licenses will encourage early entrant speculators who may not be good operators. He advised either lifting the moratorium completely or not lifting it, but not simply adding a few more licenses.
- Jonathan Wells, owner of a local business, said Adams Morgan has deteriorated. He said there are serious quality of life issues that stem from a lack of policing. He said the moratorium just drives up the price of liquor licenses and that he paid \$80,000 for a liquor license here. He urged getting rid of the moratorium and getting policing back on track. He said other portions of the city have been cleaned up, but people think this is a free zone to come here and do whatever they want.
- Jeffrey Schonberger, owner of the retail center that includes Mint, Locolat, and Pleasant Pops, said the moratorium has resulted in bad businesses remaining in Adams Morgan. He said businesses don't want to come here because of the negative image and suggested lifting the moratorium for restaurants.
- Bill Thomas, an Adams Morgan landlord, resident, and owner of Jack Rose said we all want a better quality of life and better restaurants, but if we don't lift the moratorium now we are going to miss the boat. He said we have the ability to attract new businesses now and that competition will be good for all. He added that the licenses that are in safekeeping are not available. He suggested finding a compromise that allows new restaurants to come in and includes better enforcement of the law.
- Bob Corcoran lives and works in Adams Morgan. He urged lifting the moratorium and enforcing liquor license conditions. He said the moratorium has not helped in last 12 years and that the vacant stores are more dangerous than the people.
- Saied Azali, business owner in Adams Morgan, said that young people will not be able to open a business here unless the moratorium is lifted. He urged better enforcement by the ABC Board and forcing people to change the nature of their business.
- Lisa Duperier, a resident here for 25 years, said the moratorium is contributing to problems by preventing new businesses from coming in and rewarding bad actors. She listed establishments that have been unable to get licenses even for wine tasting. She said that there is no cause and effect connection between the moratorium and crime. She urged lifting the moratorium for CR licenses.
- Chris Otten, a resident for 15 years, said we have to think about what we want to see in empty store fronts and find incentives to entice the businesses we want to encourage.
- Al Jirikowic, a resident since 1988 and owner of Chief Ike's, said the crime rate was higher when he first got here. He said the crime has gone down as more businesses came, but now we aren't allowing new businesses. There is a food revolution everywhere in the city except Adams Morgan. He suggested lifting the moratorium completely to see what happens. He believes ABRA is doing its job and noted that the Adams Morgan BID and the MPD are working together on safety. He urged taking a chance on creative solutions.

- Denis James, president of the Kalorama Citizens Association, said Adams Morgan is overwhelmed with alcohol and that the ABC Board admits that there is an overconcentration of alcohol licenses here. He urged leaving in place the restaurant provisions in the present moratorium.
- Ernest Springs, president of the Reed-Cooke Neighborhood Association, said the resolution passed by the RCNA board would prevent restaurants from morphing into nightclubs and prevent the practice of acquiring licenses just to sell them. He said current fines are not sufficient to change the way establishments operate and urged better enforcement.

Commissioner Simpson summarized part 1 of his resolution that states that Adams Morgan continues to suffer from the same problems that the ABC Board found in establishing the moratorium in 2009; that ANC 1C considers these problems arise principally from establishments acting as de facto night clubs; and, that ANC 1C considers it to be the view of the residents that Adams Morgan should not be a club zone. Commissioner Simpson made a motion to adopt part 1 of the resolution. Commissioner Rock seconded the motion that then passed by a voice vote of 6 in favor and 1 opposed.

Proposed Resolution for the Adams Morgan Moratorium

Part 1

Resolved, that ANC1C considers that Adams Morgan continues to suffer from "significant problems with peace, order, and quiet, particularly with respect to criminal activity, noise, litter, disorderly conduct, crowd control, and vehicular and pedestrian safety, as well as parking problems during the late evening hours in the Adams Morgan Moratorium Zone" as set forth in the ABC Board's Final Rulemaking concerning the Adams Morgan Moratorium Zone on January 22, 2009.

Further resolved, that ANC1C considers these problems to arise principally from the fact that, although there are no nightclub licenses in Adams Morgan, numerous alcohol serving establishments in the Adams Morgan Moratorium Zone have been permitted to operate as though they were night clubs through entertainment endorsements, the failure to enforce food sales requirements, and the failure to enforce the District's noise ordinances and other applicable requirements of District law.

Further resolved, that ANC1C considers it to be the overwhelming view of the residents of Adams Morgan that the commercial district within the Adams Morgan Moratorium Zone should not be a "club zone", or an "entertainment district", but should instead be a district that integrates quality and diverse dining with neighborhood serving retail.

Commissioner Simpson moved to adopt part 2 of his resolution that states that ANC 1C supports continuing to prohibit night club licenses and any new tavern licenses within the Adams Morgan moratorium zone. Commissioner Guthrie seconded the motion that passed by voice vote with 6 in favor, none opposed, and one abstained.

Part 2

Further resolved, that ANC1C supports continuing a prohibition on the issuance of any night club licenses within the Adams Morgan Moratorium Zone.

Further resolved, that ANC1C supports continuing a prohibition on the issuance of any new tavern licenses within the Adams Morgan Moratorium Zone, or the conversion of any other licenses into tavern licenses within the Adams Morgan Moratorium Zone, at any time that the number of tavern licenses within the Adams Morgan Moratorium Zone equals or exceeds 10.

Commissioner Simpson moved to adopt part 3 of his resolution that would allow new restaurant licenses in Adams Morgan with 7 conditions and that the ABC board would impose these conditions by license if they cannot be included in the moratorium order. Commissioner Mossi seconded the motion.

Part 3

Further resolved, that ANC1C acknowledges a sincere difference of opinion among well intentioned and committed members of the community with respect to the treatment of restaurant licenses within the Adams Morgan Moratorium Zone. On the one hand, some residents feel that the adverse conditions that persist in Adams Morgan can only be improved if the current prohibition on the issuance of new restaurant licenses within the Adams Morgan Moratorium Zone is extended along with the limitations on night club licenses and tavern licenses. On the other hand, some residents feel that the adverse conditions that persist in Adams Morgan can be improved by allowing additional restaurant licenses to foster competition among existing establishments and raise the level of quality within the commercial district.

Further resolved, that having considered these two perspectives, ANC1C is convinced that allowing additional restaurant licenses within the Adams Morgan Moratorium Zone can foster competition among existing establishments, raise the level of quality, and positively impact the adverse conditions that persist in Adams Morgan. However, ANC1C believes strongly that this approach can only work if establishments operating under restaurant licenses are required to operate as bona fide restaurants (in which the quality of the menu is the primary factor driving the success of the business), and are not allowed to devolve into de facto night clubs (in which alcohol consumption is the primary factor keeping the business alive).

Further resolved, that ANC1C supports ending the prohibition on the issuance of new restaurants licenses within the Adams Morgan Moratorium Zone, but only if the following conditions apply:

- 1) That the hours of any new restaurant licenses issued during the moratorium period be limited to midnight from Sunday night through Thursday night, and to 1:00 am on Friday night (Friday into Saturday) and Saturday night (Saturday into Sunday).*
- 2) That no additional entertainment endorsements be granted within the Adams Morgan Moratorium Zone of the kind that characterize night club activity, specifically cover charges, live music (other than acoustic, instrumental music as an accompaniment to dining), DJs, and dancing.*
- 3) That promoters and bar crawls be prohibited.*
- 4) That ABRA and the ABC Board enforce the conditions of licensure of the existing alcohol serving establishments in Adams Morgan, perform regular audits of questionable food sales reporting, and utilize the sanctions provided in 23 DCMR 2101.5 (a) and (b), namely revoking the entertainment endorsements and reducing the operating hours of establishments that fail to satisfy their food sales requirements.*
- 5) That ABRA and the ABC Board enforce the District's noise ordinances and the other applicable requirements of District law.*
- 6) That the ABC Board support ANC1C and the community in thoroughly vetting the business plans of proposed new restaurants to ensure that they have a reasonable expectation of succeeding as a business based on the quality of the dining experience that they will offer, and that the ABC Board refuse to issue new restaurant licenses to proposed establishments that are unable to demonstrate this.*
- 7) That the ABC Board act aggressively to cancel any restaurant licenses within the Adams Morgan Moratorium Zone that have languished in safekeeping for more than 2 years.*

ANC1C is cognizant that some of these conditions may not be eligible for inclusion within the moratorium order that the ABC Board will issue. To the extent that they are not eligible for

inclusion, ANC1C requests that the ABC Board impose them license by license for the duration of the moratorium period.

Commissioner Davis noted that the burden would fall on ABRA (Alcoholic Beverage Regulation Administration) for enforcement and if they are not doing a good job now, why entrust them with more responsibility. Commissioner Davis also asked if there was an opinion from ABRA on the enforceability of the conditions. Commissioner Simpson said that Fred Moosally, Director of the ABRA, had indicated that he believed that the Board has authority to impose conditions around entertainment endorsements and may have authority to impose conditions around hours. Commissioner Guthrie added that the concept is possible but it has not been done before and expressed concern that there is little support in the DC code or ABRA regulations for the model of a moratorium with such conditions. He suggested it would be better to continue the current moratorium while working to amend the DC code to give the ABC Board authority to enforce the listed conditions. He expressed concern that if this model does not work the ANC would not be able to come back in two years later to ask for changes before the moratorium expires. Commissioner Rock said he looked at the statute that creates the ABC board and he is satisfied that it grants authority to place conditions on new licenses. He added that he is inclined to support this model for a moratorium order.

Commissioner Reynolds moved to postpone taking action on the moratorium until the ANC 1C December meeting. Commissioner Davis seconded the motion. Commissioner Hart, Chair of the ABC and Public Safety Committee, said he is not in favor of delaying because commissioners have been taking public comments for several months on this, including a special forum, and that while he respects the fact that this is a very difficult issue given the divided community, it is time to vote and send the results to ABRA so they have time to consider what the ANC requests. Commissioner Davis said the moratorium is not a solution to the problems on 18th street. He urged finding ways to control new restaurants through ABRA and agreed that Commissioners should take 30 more days to work this out.

Commissioner Simpson agreed that legislative action is needed, but it won't happen by December and commissioners still have to decide what to do about the moratorium. Commissioner Mossi pointed out the difficulty of creating a mechanism for enforcement or accountability by December. She urged being unified in what the ANC sends ABRA, because otherwise ABRA will do what it thinks is best for Adams Morgan. She preferred not postponing.

Commissioner Rock said he shares Commissioner Reynolds' concern for finding a mechanism for compliance and enforcement, but he is satisfied with the way the resolution is worded. He suggested addressing enforcement in a second resolution.

Commissioner Hart concluded he was willing to postpone the vote on the moratorium if others are not ready. Commissioner Reynolds' motion to postpone the vote on the moratorium until the ANC 1C December meeting passed by roll call vote, 5 to 2. Commissioners Reynolds, Hart, Guthrie, Davis, and Simpson voted aye and Commissioners Rock and Mossi voted no.

[Note that the items in this subsection ii. were addressed in between Planning, Zoning, and Transportation Committee items]

ii. Tavern and alcohol license renewals

Commissioner Hart, Chair of the ABC and Public Safety Committee, reported that the committee has reviewed a list of 15 tavern licenses that are up for renewal. Chair Simpson noted that he has heard concerns about several of the establishments and in order to protest a renewal the ANC must preserve a procedural right to protest.

Timehri

Jonathan Wells, owner of Timehri, one of the taverns up for renewal, described it as the only reggae venue

in Adams Morgan. He added that his staff has gone through security training after a stabbing incident. Commissioner Hart moved to protest Timehri's application for license renewal on grounds that it has an adverse affect on peace, order, and quiet in the neighborhood and it contributes to the overconcentration of establishments serving alcohol in the area. Commissioner Guthrie seconded the motion.

Members of the public asked about whether the protest would be lifted if a new settlement agreement is signed, and whether there have been any recent incidents. Mr. Wells said there was one subsequent minor violation, but no major violations. Commissioner Hart's motion to protest passed by a vote of 7 to 0.

Resolution to Protest Renewal of Timehri tavern license

Be it resolved that ANC 1C protests the renewal of Timheri International on the grounds that renewal of the license would have an adverse effect on peace, order and quiet in the community.

Rendezvous Lounge

Commissioner Guthrie moved to protest the license renewal of Rendezvous Lounge on grounds that it has an adverse affect on peace, order, and quiet in the neighborhood and it contributes to the overconcentration of establishments serving alcohol. Commissioner Davis seconded the motion that then passed by a voice vote of 7 to 0.

Resolution to Protest Renewal of Rendezvous Lounge tavern license

Be it resolved that ANC 1C protests the renewal of Rendezvous Lounge license on the grounds that renewal of the license would have an adverse effect on peace, order and quiet in the community; would have an adverse effect upon residential parking needs and pedestrian and vehicular safety; and contributes to an overconcentration of licensed establishments in the neighborhood.

Shenanigans

Commissioner Guthrie moved to protest the license renewal of Shenanigans on grounds that it has an adverse affect on peace, order, and quiet in the neighborhood and it contributes to the overconcentration of establishments serving alcohol. Commissioner Davis seconded the motion that then passed by a voice vote of 7 to 0.

Resolution to Protest Renewal of DC Shenanigan tavern license

Be it resolved that ANC 1C protests the renewal of DC Shenanigan license on the grounds that renewal of the license would have an adverse effect on peace, order and quiet in the community; would have an adverse effect upon residential parking needs and pedestrian and vehicular safety; and contributes to an overconcentration of licensed establishments in the neighborhood.

Green Island Heaven and Hell

Commissioner Simpson moved to protest the license renewal of Club Heaven and Hell on the grounds that it has an adverse affect on peace, order, and quiet in the neighborhood. Commissioner Hart seconded the motion. Commissioners discussed the status of a settlement agreement with the establishment and the possibility of discussions with the owners. The motion to protest passed by a voice vote of 6 to 0 (Commissioner Davis had left the room).

**Resolution to Protest Green Island Heaven and Hell
Renewal**

Be it resolved that ANC1C protests the renewal of the Green Island Heaven and Hell license (ABRA-074503) on the grounds that renewal of the license would have an adverse effect on peace, order, and quiet in the community.

b. Planning, Zoning, and Transportation Committee

i. Proposed development at 1835-1837 Wyoming Avenue NW

Architect Rich Markus presented plans for a proposed development at 1835-1837 Wyoming Avenue NW that is currently before the Historic Preservation Review Board. Neighbors raised concerns about the size of the front deck. Commissioner Rock reported that the Planning, Zoning, and Transportation Committee voted 3 to 0 to recommend that the full Commission request that HPRB deny approval to this project. He moved to adopt the PZT recommendation. Commissioner Reynolds seconded the motion which passed by a 7 to 0 voice vote.

Resolution Opposing HPRB Approval for Application No. **-*
Regarding 1835-1837 Wyoming Avenue***

***Whereas**, a developer has requested the Historic Preservation Review Board (“HPRB”) approve a proposed renovation to the residential property at 1835-1837 Wyoming Avenue, N.W., which is inside of the Washington Heights Historic District; and*

***Whereas**, this property, which currently has two addresses, is a single historic structure; and*

***Whereas**, this property is currently consistent in size and appearance with the immediate surrounding properties on the block; and*

***Whereas**, the proposed plans submitted to ANC 1C by the developer seek to maximize the available Floor Area Ratio (FAR) by, among other things, adding an additional floor to the current property and expanding the rear of the building; and*

***Whereas**, in the processing of maximizing FAR, the current proposed renovation would lead to a structure that is inconsistent in size and appearance to the immediate surrounding properties; and*

***Whereas**, it is the view of ANC 1C that the proposed development is (i) too large and aggressive in size for the block on which it is situated, (ii) inconsistent in size and appearance (in both the proposed front and rear facades) with the other immediate surrounding properties, and (iii) incompatible with the historic nature of the Washington Heights Historic District; and*

***Whereas**, the developer has largely refused to engage in a process with the ANC to collaboratively attempt to reach plans that could be supported by the ANC and the community as appropriate to the historic nature of this area;*

Therefore Be it Resolved** that ANC 1C opposes HPRB approval of Application No. **-* on the grounds that the proposed project is (i) too large and aggressive for the block on which it is situated, (ii) inconsistent in size and appearance with the other immediate surrounding properties, and (iii) incompatible with the historic nature of the Washington Heights Historic District; and*

Be it Further Resolved, that ANC 1C requests that HPRB deny approval to this project; and

Be it Further Resolved, that this Resolution be communicated to each member of the HPRB and its staff by the Chair of ANC 1C's Planning, Zoning, and Transportation Committee.

ii. Adams Morgan Coffee Shop sidewalk cafe application

Commissioner Rock reported that the PZT Committee voted to recommend that the full Commission support the Adams Morgan Coffee Shop application for a sidewalk café, subject to receiving revised plans. He explained that the applicant agreed to changes that would conform the requested sidewalk cafe to the existing ANC policy. Commissioner Rock moved that ANC 1C authorize sending a letter in support of application if the revised plans are consistent with ANC 1C policy; and if the revised plans are not received, authorize sending a letter opposing the application. Commissioner Reynolds seconded the motion that passed by a 7 to 0 voice vote.

iii. DDOT Notice of Intent regarding proposed parking meters on 1700 block of Florida Avenue NW (DDOT notice 13-121-TOA)

Commissioner Rock reported that based on a request from Planet Pet, the District Department of Transportation issued a notice of intent to turn the currently unrestricted parking on the north side of the 1700 block of Florida Avenue into one and two hour parking from 7:00am-6:30pm, Monday through Saturday. The PZT Committee voted 3 to 0 to recommend that the full Commission instead support turning this block into resident permit parking with a 1-2 two hour restriction, 7 am to 6:30 pm, Monday through Saturday, and to support one 15 minute parking spot directly in front of Planet Pet. Commissioner Rock moved that ANC 1C adopt the recommendation of the PZT Committee, which then passed by a voice vote of 7 to 0.

Whereas ANC 1C does not support the District Department of Transportation's ("DDOT") proposal in Notice #13-121-TOA, as written, as the Commission finds that it is inappropriate, given the parking needs of Adams Morgan, to turn the unrestricted parking on the north side of the 1700 block of Florida Avenue, N.W. into "One and Two Hour Parking, 7:00am-6:30pm;" and

Whereas ANC 1C does not believe that DDOT's proposal best responds to Planet Pet's request to install parking meters on that block;

Therefore Be it Resolved that ANC 1C does support and recommend DDOT taking the following action in response to Notice 13-121-TOA: turning the north side of the 1700 block of Florida Avenue, N.W. into resident permit parking only, with a 1-2 two hour restriction, 7am to 6:30 pm, Monday-Saturday, and providing one 15 minute parking spot directly in front of Planet Pet.

iv. DDOT Notice of Intent regarding removal of parking meters 2390 Champlain Street, NW (DDOT notice number 13-123-TOA)

Commissioner Rock reported that the PZT Committee voted 3 to 0 to recommend that ANC 1C support DDOT's proposal to remove the parking meters in front of the vacant commercial property at 2390 Champlain Street and allow the spots to revert to resident-only parking. Commissioner Rock moved that ANC 1C adopt the PZT Committee recommendation, which then passed by a voice vote of 7 to 0.

v. Proposed to Changes of Height Act

Commissioner Rock reported that the PZT Committee voted 3 to 0 to recommend that the Commission submit a letter in opposition to a proposal by Office of Planning to lift the height restrictions outside of L'Enfant City. Commissioner Rock moved to adopt the recommendation of the PZT Committee, which passed by a voice vote of 7 to 0.

vi. Discussion of Zoning Regulations Rewrite

Commissioner Rock reported that the PZT Committee voted 3 to 0 to recommend that ANC 1C support a resolution asking the Zoning Commission to postpone any final decision regarding the regulations review until the public had been provided additional time to review and comment on the recently-finalized draft of revised zoning regulations. Chair Simpson moved to amend the PZT resolution to request an extension of 120 days instead of 90 days of extended time for comment and review of the ZRR. The amendment passed by a voice vote of 7 to 0. The resolution as amended then passed by a vote of 7 to 0.

Resolution Requesting Extended Time for Comment and Review of Zoning Regulation Rewrite

Whereas, in October 2013, after a six year drafting process, the District Zoning Commission set down a final draft of a proposed Zoning Regulation Rewrite ("ZRR") for public review and comment; and

Whereas comments from the public and ANCs concerning the proposed ZRR are currently due on or before November 14, 2013; and

Whereas the current deadline for submission of comments leaves insufficient time for concerned members of the public and ANCs review and respond to the final draft of the proposed ZRRs;

Therefore Be It Resolved that ANC 1C requests that the Zoning Commission (i) keep the record open on the proposed ZRR for an additional 120 days so that the public and ANCs can submit comments, and (ii) postpone any decisions on the proposed ZRR until after the extended period for public comment is closed.

c. Public Services and the Environment

i. Extending the Time for Zoning Document Review

Commissioner Davis moved that ANC 1C request that the Zoning Commission amend its regulations to require that ANCs and the public be allowed a period of 30 days to review reports and recommendations in advance of hearings. Commissioner Reynolds seconded the motion that then passed by a 7 to 0 voice vote.

Resolution in Support of Extending the Time the Public and the ANC Have to Review Documents and Documents Submitted to the Zoning Commission and the BZA

- *Whereas, under current rules of the District Zoning Commission the Office of Planning is required to provide all requested documents and recommendations to the District Zoning Commission 7 days prior to a scheduled hearing.*
- *Whereas, when a submission of Application is referred in advance of the public hearing to any public agency for a recommendation or report and that report including subsequent reports, recommendations are required to be shared in advance with the public and the affected ANC's and that currently does not happen on a consistent basis.*
- *Whereas, District laws require that ANC's receive all reports, recommendations and related materials be provided to the ANC at least 30 days in advance of a hearing.*

- **Therefore Be It Resolved** that ANC 1C request that the Zoning Commission take the opportunity afforded by the Zoning Regulation Rewrite ("ZRR") to amend its regulations to allow more time, **30 days**, prior to a scheduled hearing for ANC's and the public to review and consider such reports, recommendations and subsequently submitted probative materials, that are sent after the initial deadline was met.

VII. Adjournment

Commissioner Rock moved to adjourn at 11:30 pm. Commissioner Davis seconded the motion which passed by a 7 to 0 voice vote.