



ADVISORY NEIGHBORHOOD COMMISSION 6B  
MAY 2024 MEETINGS OF ANC 6B

**Virtual Join Information:**

**Meeting link:** <https://zoom.us/j/99442731363>

Password: ANC6BMay!!

**Join by Telephone: (301) 715 8592**

Webinar ID: 994 4273 1363

Passcode (Telephone): 8961001734

**Meeting Location: 700 Pennsylvania Avenue SE**

**AGENDA**

**1) Introduction**

**2) Adoption of Agenda**

**3) Consent Agenda**

a) April Minutes

b) Alcoholic Beverage & Cannabis Committee Consent Items

- i) **ABRA-000200**—B & O Liquors, Inc. t/a **Chat's Liquors**; 503 8<sup>th</sup> Street SE; Renewal of a Class A Liquor License with a Tasting endorsement; Petition deadline 5-28-24 [6B03] ***The Committee recommended that full ANC support the renewal application and place it on the consent agenda. The motion passed unanimously.***
- ii) **ABRA-125007**—Wendim Veni, Inc. t/a **8<sup>th</sup> Street Liquor**; 725 8<sup>th</sup> Street SE; Renewal of a Class A Liquor License with a Tasting endorsement; Petition deadline 5-20-24 [6B03] ***The Committee recommended that full ANC support the renewal application and place it on the consent agenda. The motion passed unanimously.***
- iii) **ABRA-000437**—Hayden's Inc. t/a **Hayden's Inc.**; 700 North Carolina Ave SE; Renewal of a Class A Liquor License; Petition deadline 5-28-24 [6B05] ***The Committee recommended that full ANC support the renewal application and place it on the consent agenda. The motion passed unanimously..***
- iv) **ABRA-094605**—RMG, Inc. t/a **World Wine and Spirits**; 1453 Pennsylvania Ave SE; Renewal of a Class A Liquor License with a Tasting endorsement; Petition deadline 5-28-24 [6B09] ***The Committee recommended that full ANC support the renewal application and place it on the consent agenda. The motion passed unanimously.***
- v) **ABRA-077335**—Ventura, Inc. t/a **Albert's Liquor**; 328 Kentucky Ave SE; Renewal of a Class A Liquor License; Petition deadline 5-28-24 [6B07] ***The Committee recommended that full ANC support the renewal application and place it on the consent agenda. The motion passed unanimously.***
- vi) **ABRA-097707**—NAI Saturn Eastern LLC t/a **Safeway**; 415 14<sup>th</sup> Street SE; Renewal of a Class A Liquor License; Petition deadline 5-28-24 [6B07] ***The Committee recommended that full ANC support the renewal application and place it on the consent agenda. The motion passed unanimously.***

c) Transportation Committee Consent Items

- i) 13th St/Independence Ave/Kentucky Ave SE Vision Zero Hardening (NOI-24-96-TESD) and 15th Street & Kentucky Avenue SE Vision Zero Hardening (NOI-24-105-TESD) **The Committee recommended that full ANC write a letter to DDOT sharing comments on the two VZH projects, to be drafted by Commissioner LaFortune and placed on the consent agenda. The motion passed unanimously.**
- ii) Request to Expand eBike Authorized Vendor List **The Committee recommended that full ANC write a letter to Councilmember Allen urging the Council to explore other ways to include local retailers like BikeWerks in the eBike voucher program without expanding the program to national companies, to be drafted by Commissioner LaFortune and placed on the consent agenda. The motion passed unanimously.**
- iii) Traffic Signal at 7th and Pennsylvania Ave SE **The Committee recommended that full ANC write a letter to DDOT urging the exploration of possibly recalibrating the signal to improve pedestrian safety and placed on the consent agenda. The motion passed unanimously.**

d) Planning & Zoning Consent Items

- i) **HPA 24-209: 816 G Street, SE Project:** To construct a two-story side addition to an existing semi-detached rowhouse in the RF-1 zone. **Owner(s):** Sidney Neely **Applicant:** Gregorie Holeyman, [greg@barnstararchitects.com](mailto:greg@barnstararchitects.com) **Hearing Date:** 06/23/24 or 06/30/24 [6B04] **Plans:** <https://app.box.com/s/dhn9muwq7e6fqor5v5v40hn1w7yanfma/folder/253368032713> **The Committee recommended that full ANC send a letter of support to the HPRB and to place the item on the consent agenda. The motion passed 12-0-1.**
- ii) **HPA 24-237: 138 E Street, SE Project:** To construct a second story addition to an existing detached accessory garage to an existing, attached, three-story, principal dwelling unit in the RF-1 zone. **Owner(s):** Joseph and Kyle Fortson **Applicant:** Jennifer Fowler, [jennifer@fowler-architects.com](mailto:jennifer@fowler-architects.com) **Hearing Date:** 06/23/24 or 06/30/24 [6B01] **Plans:** <https://app.box.com/s/dhn9muwq7e6fqor5v5v40hn1w7yanfma/folder/256729129514> **The Committee recommended that full ANC send a letter of support to the HPRB and to place the item on the consent agenda. The motion as amended passed unanimously.**

e) Financial Consent Items

- i) FY24 Q2 Quarterly Financial Report (QFR)

4) Presentations

- a) Lindsey Appiah – Deputy Mayor for Public Safety and Justice; Discussion of Mayor’s Proposed FY2025 Budget
- b) Kilil Roussaw – Founder/Executive Director of KRoussaw Foundation

5) Community & Commission Announcements & Speak Out

6) ANC 6B Input on Other Concerns

- a) ANC 6B Letter Regarding DC Gasoline Tax
- b) ANC 6B Resolution Supporting DC Legislation on Utility Shutoffs

7) Alcoholic Beverage & Cannabis Committee

- a) Report for the ABC Committee

8) Transportation Committee

- a) Report for the Transportation Committee

9) Planning and Zoning Committee

- a) **BZA 21093: 138 E Street, SE Project:** To construct a second story addition to an existing detached accessory garage to an existing, attached, three-story, principal dwelling unit in the RF-1 zone. **Owner(s):** Joseph and Kyle Fortson **Applicant:** Jennifer Fowler, [jennifer@fowler-architects.com](mailto:jennifer@fowler-architects.com) **Hearing Date:** 06/12/24 [6B01] **Plans:** [https://app.dcoz.dc.gov/Home/ViewCase?case\\_id=21093](https://app.dcoz.dc.gov/Home/ViewCase?case_id=21093) **The Committee recommended that full ANC send a letter of support to the BZA and to place the item on the regular agenda. The motion as amended passed 11-1-1**
- b) Consideration of CBA for Alley Closing in Square 762 **The Committee recommended that full ANC approve the CBA and that, having approved the Agreement, the ANC transmit a letter of support to the surveyor’s office. It was further moved that ANC6B send correspondence to the DC Council to include the request that the Council**

***include the entire CBA or the provisions of the CBA in any legislation related to the alley closing. It was further moved that the item be placed on the regular agenda. The motion passed 8-5-0.***

**10) Southeast Library Task Force**

- a) Update on Traffic Issues Around SE Library – *Tabled from April Full Meeting*
- b) Letter to DCPL Regarding Hours of the Arthur Capper Interim Library Facility
- c) Report for the Southeast Library Task Force from March Meeting – *Tabled from April Full Meeting*
- d) Report for the Southeast Library Task Force from April March Meeting

**11) Public Parks and Recreation Spaces Task Force**

- a) Report for the Public Parks and Recreation Spaces Task Force

**12) Committee on Public Safety**

- a) Report for the Committee on Public Safety (From March Meeting) – *Tabled from April Full Meeting*
- b) Report for the Committee on Public Safety (From April Meeting)

**13) Eastern Market Community Advisory Committee**

- a) Report for EMCAC

**14) Financial**

- a) Monthly Financials

**15) ANC 6B Administrative Matters**

- a) Reminder of Upcoming Meeting Dates

**16) Adjournment**

PLEASE NOTE: At regular Commission meetings, any item may be removed from the consent agenda and placed on the regular agenda at the request of a single Commissioner. All ABC, BZA, Zoning, and Historic Preservation cases may be added to this agenda. For additional information, email [6b@anc.dc.gov](mailto:6b@anc.dc.gov), or visit ANC 6B's website: [www.anc6b.org](http://www.anc6b.org).

The ANC 6B Executive Committee will meet next on May 28th at 7:00 PM to set the June 2024 agenda. This meeting will be a Zoom virtual meeting. Meeting link TBA.



**DRAFT Minutes of Advisory Neighborhood Commission 6B**

**April 9, 2024**

**Advisory Neighborhood Commission 6B**

**Regular Monthly Meeting**

**April 8, 2024**

**Held In Person at 700 Pennsylvania Ave., SE, and Over Zoom**

**Commissioner Edward Stillwell Ryder, Chair**

**Participating: Commissioners Avery, D'Andrea, Jayaraman, LaFortune, Mareino, Ryder, Sobelsohn, and Sroufe**

**Absent: Commissioner Durkit**

**Commissioner Ryder called the meeting to order at 7:03 p.m.**

1. Meeting Agenda. Commissioner Sobelsohn moved/Commissioner Jayaraman seconded to approve the agenda as proposed. Commissioner D'Andrea moved/Commissioner Sobelsohn seconded to amend the proposed agenda to correct the Planning and Zoning Committee's report, as part of the consent agenda regarding Pacci's Trattoria, so that it reads "Approval of Commissioner D'Andrea's April 10 testimony to supplement testimony presented at the April 5 hearing of the Board of Zoning Adjustment." The motion to amend passed 6-0. Commissioners Mareino and Sroufe did not vote on the motion to amend. The motion to approve the agenda as amended passed 6-0. Commissioners Mareino and Sroufe did not vote on the motion to approve the agenda as amended.

2. Consent Agenda. Commissioner Jayaraman moved/Commissioner Sobelsohn seconded to approve the Consent Agenda as presented. The motion passed 6-0. Commissioners Mareino and Sroufe did not vote on the motion. Items on the Consent Agenda included:

- a. Minutes of the March 12 meeting as presented. Those minutes are linked to these.
- b. Committee recommendations. From the committees on--
  - 1) Alcoholic Beverage & Cannabis: support renewal of class A liquor licenses for--
    - a) K&W Legacy, LLC, trading as Capitol Hill Wine & Spirits, 323 Pennsylvania Ave., SE (ABRA-100211).
    - b) Wine Root, Inc., trading as New Congressional Liquor, 404 1<sup>st</sup> St., SE (ABRA-103161).
  - 2) Transportation: that the ANC send letters to the District Department of Transportation (DDOT) and also to--
    - a) The Department of Public Works, letter to be drafted by Commissioners LaFortune and Sobelsohn, urging the installation of--
      - 1-- "No Parking" signs in the alley behind the 700 block of C St., SE, and to include increased DPW parking enforcement in the alley.

2-- Speedbumps on the 600 block of I St., SE (TSI 24-00150352), and to include DPW's removal of graffiti on the 600 block of I St., SE, and the 700 block of 7<sup>th</sup> St., SE.

b) Councilmember Charles Allen urging DDOT to commission a study on an improved design for I-695, letter to be drafted by Commissioners LaFortune and Avery, along with ANC 6B01 Transportation Committee Resident Member Jakob Youngblood and ANC 6B01 Alternate Resident Member Jack Johnson.

3) Planning and Zoning: Approval of Commissioner D'Andrea's April 10 testimony to supplement testimony presented at the April 5 hearing of the Board of Zoning Adjustment (BZA) on the application of Pacci's Trattoria, 106 13<sup>th</sup> St., SE, for a variance to expand into its top floor (BZA 20996). That April 10 supplemental testimony is linked to these minutes.

b. Administrative matter: To avoid conflicting with the second seder of Passover, reschedule meeting of Public Safety Committee from April 23 (old date) to April 24 (new date).

3. Presentation. Ward Six Councilmember Charles Allen made a presentation and answered questions about DC's Fiscal Year 2025 budget and other matters.

a. Pacci's Trattoria. With support from the Office of Planning, Councilmember Allen expects BZA to approve Pacci's requested variance.

b. Parks. Councilmember Allen reported that the Department of Parks and Recreation (DPR) pays more attention to recreation centers than to public parks. He urged the adoption of a park-manager model.

c. Eastern Market.

1) Metro Plaza. At a Department of General Services oversight hearing April 8, the DGS director promised to redo the gravel at the Metro Plaza, and claimed DGS now has a budget for regular Plaza maintenance.

2) Pedestrian safety. Councilmember Charles Allen is working with the Eastern Market Community Advisory Committee and DGS to erect bollards at the alley side of Eastern Market.

d. Budget.

1) Process.

a) Mayor's proposed budget. Late delivery of the mayor's budget has delayed Council budget hearings two weeks. Councilmember Allen invited email messages to [callen@dccouncil.gov](mailto:callen@dccouncil.gov) to learn the new hearing dates. The hearings will all be hybrid, in person and live-streamed.

b) Councilmember Allen's hybrid town hall. Councilmember Allen announced a Ward Six budget town hall at the Northeast library, 330 7<sup>th</sup> St., NE Monday, April 29, from 6-7:30 p.m.

2) Substance.

a) Taxes. Councilmember Allen reported that the Tax Revision Commission withdrew its most recent recommendations and will make no Fiscal Year 2025 recommendation. The mayor's budget proposes increasing the sales tax, which will disproportionately hurt low-income residents, but no increase in income or property taxes. The mayor is also proposing increasing taxes on paid family leave, proceeds to go to the general fund, not to the fund that supports paid family leave.

b) Spending.

1-- Capital budget. Councilmember Allen reported that he is content with the mayor's proposed capital budget for Ward Six.

2-- Operating budget.

a-- Public Safety. Councilmember Allen reported that the mayor's proposed budget has ample funds for the Metropolitan Police Department and its cadet program.

b-- Transportation. Councilmember Allen reported that the mayor's proposed budget has \$218 million, a proportionate DC share, for the Washington Metropolitan Area Transit Authority, but that it funds WMATA just for one year. Councilmember Allen now chairs the DC area Council of Governments and expects proportionate WMATA funds from Maryland and Virginia. The mayor's budget also proposes, after six months, completely to eliminate the Circulator. The Circulator

currently connects Southwest DC with the Navy Yard and Eastern Market. DC has no current plans to replace it with a regular bus route.

c-- Schools. Councilmember Allen reported that the mayor proposes to repeal the Students First Funding Formula, and that DC Public Schools will lay off 200 employees.

d-- Other budget cuts. Councilmember Allen reported that the mayor proposes to--

(1) Eliminate the Pay Equity Fund, which helps support daycare centers.

(2) Eliminate the Emergency Rental Assistance Program, which help renters stay in their homes.

(3) Reduce funding for the Housing Trust Fund, which helps create affordable housing.

#### 4. Announcements.

a. Commissioner Jayaraman announced that he will host a community meeting April 24, 7 p.m., at Mott's, 232 12<sup>th</sup> St., SE, to discuss the DDOT hardening project for the intersection of 13<sup>th</sup> St., Kentucky Avenue, and Independence Avenue, SE.

b. Jake Stolzenberg, of the Mayor's Office of Community Relations, announced that--

1) The Emancipation Day parade will take place Sunday, April 14.

2) A Deputy Mayor will offer to address the ANC this spring.

3) The Department of General Services has a new contact, whose information Stolzenberg will forward to the ANC.

4) Mayor Bowser has proposed her sales-tax increase partly to subsidize WMATA.

c. Kimberly Kennedy, of Councilmember Allen's office, promised that she will work promptly to replace the missing DC flag atop the William H. Rumsey Aquatic Center, 635 North Carolina Ave., SE.

d. Commissioner Ryder announced upcoming ANC 6B meetings: of the--

1) Public Parks and Recreation Spaces Task Force April 15 at 7 p.m.

2) Public Safety Committee April 24 at 6:30 p.m.

3) Southeast Library Task Force April 25 at 6:30 p.m.

4) Executive Committee April 30 at 7 p.m.

5) Alcoholic Beverage and Cannabis Committee May 7 at 7 p.m.

6) Transportation Committee May 8 at 7 p.m.

7) Planning and Zoning Committee May 9 at 7 p.m.

8) Advisory Neighborhood Commissioner 6B May 14 at 7 p.m.

#### 5. Committee and Taskforce Reports.

a. Alcoholic Beverage & Cannabis Committee. Commissioner Jayaraman, committee chair, announced that class A and class B liquor-license renewals are up this year. A written committee report is linked to these minutes.

b. Transportation Committee. Commissioner LaFortune, committee chair, discussed the DDOT Notice of Intent for the Vision Zero hardening at the intersection of 13<sup>th</sup> St., Kentucky Avenue, and Independence Avenue, SE. Commissioner Jayaraman moved/Commissioner Sobelsohn seconded to approve a letter to DDOT, drafted by Commissioner Jayaraman, requesting an extension on DDOT's consideration of the NOI until May 20. The motion passed 3-1, with Commissioner D'Andrea voting no and Commissioners Avery, LaFortune, Mareino, and Ryder abstaining. A copy of the letter is linked to these minutes. Commissioner Sobelsohn moved/Commissioner LaFortune seconded to authorize Commissioner LaFortune, on behalf of the ANC, to draft and send a letter to DDOT urging that DDOT provide faster notice to the ANC of Notices of Intent DDOT posts on its website that

relate to transportation issues in ANC 6B. The motion passed 7-0, with Commissioner Jayaraman abstaining. A written committee report is linked to these minutes.

c. Planning and Zoning Committee. Commissioner D'Andrea moved/Commissioner LaFortune seconded to support Jonathan Schmidt's application for an area variance to convert to a principal dwelling unit, and to build a second-story addition to, 633 E St., SE Rear, an existing, semi-detached, commercial building in the RF-1 zone (BZA 21098). The primary dispute concerned the amount of light the addition would permit on neighboring properties. Commissioner Sobelsohn moved/Commissioner Jayaraman seconded to table the motion until the ANC's May 14 meeting. The motion to table failed, 3-4, with Commissioners Jayaraman, Sobelsohn, and Sroufe voting "yes," Commissioners Avery, D'Andrea, LaFortune, and Mareino voting "no," and Commissioner Ryder abstaining. The underlying motion passed 5-3, with Commissioners Avery, D'Andrea, LaFortune, Mareino, and Ryder voting "yes," and Commissioners Jayaraman, Sobelsohn, and Sroufe voting "no." A written committee report is linked to these minutes.

6. Appointment of ABC chair. Commissioner Ryder moved/Commissioner Sobelsohn seconded to reappoint Commissioner Jayaraman to chair the Alcoholic Beverage and Cannabis Committee. The motion passed 8-0.

7. Remaining Agenda Items. Except for adjournment, Commissioner Mareino moved/Commissioner Jayaraman seconded to table the remainder of the agenda until the Executive Committee meeting April 30. The motion passed 8-0.

8. Adjournment. Commissioner Mareino moved/Commissioner Sobelsohn seconded to adjourn. The motion passed 8-0. The meeting adjourned at 9:50 p.m.

Respectfully submitted,

David Sobelsohn  
Secretary, ANC 6B



**Report of the ANC6B Transportation Committee Meeting  
May 8, 2024**

**Commissioners Present: Matt LaFortune (chairing), Jerry Sroufe (6B02), David Sobelsohn (6B03), Kasie Durkit (6B05)**

**Resident Members Present: Jakob Youngblood (6B01), Janice Kruger (6B03), Kirsten Oldenburg (6B04), Brian Poochigian (6B06), Jeffrey Menzer (6B08), Joshua Peacock (6B09-Alt)**

**DDOT Presentation on 13th St/Independence Ave/Kentucky Ave SE Vision Zero Hardening (NOI-24-96-TESD) and 15th Street & Kentucky Avenue SE Vision Zero Hardening (NOI-24-105-TESD)**

Noah Bell, DDOT Transportation Engineer, provided an update on two Vision Zero Hardening projects and responded to the committee's questions.

Commissioner Sroufe asked if there will be any flexiposts left in the revised plans. Mr. Bell said that a few will still be in between the bike and travel lanes.

Commissioner Sobelsohn asked Commissioner LaFortune about other neighbor feedback received on these projects through a community meeting and emails. Commissioner LaFortune shared neighbors' concerns about emergency vehicles travelling through the narrow corridors, questions about green space, and request for a speed hump on 13<sup>th</sup> St. Mr. Bell responded that DDOT will coordinate with FEMS to accommodate emergency vehicles, that green space is included in the plans, and that he will share the speed hump request with the project team. Kelly Jeong-Olson, also from DDOT, added that they can do data collection on whether 13<sup>th</sup> St. SE north of Independence still should be identified as a collector road to determine if it qualifies for a speed hump.

RM Oldenburg asked about how the grass will be installed and maintained. Mr. Bell responded that he is not sure whether it is seed or sod but that maintenance is a major concern. DPR will maintain like the current grass median and there will be some concrete as well as some gutters.

RM Poochigian noted that bikes get lost behind the island on the northeast side of the intersection on 13<sup>th</sup> St. SE. Mr. Bell responded that he will share that with the team.

RM Youngblood asked whether the bike lane could be placed behind cars on the curb. Mr. Bell shared that DDOT has heard other concerns about 13<sup>th</sup> St. SE and other DDOT projects are looking at solutions.



Commissioner LaFortune asked for a clarification on parking spots being removed. Mr. Bell responded that 2-3 spaces have been deemed non-compliant as part of standard DDOT safety reviews.

Brianne Eby shared that drivers cut into the intersection currently at 15<sup>th</sup> and Kentucky through the bike lane. She would like to see this remedied. Additionally, pedestrians currently cross from the northwest corner to the southwest corner of the intersection where there is not a crosswalk. Mr. Bell responded that DDOT will look into a potential north side crosswalk but would want it to be a shorter distance.

Daniel Garry noted cars blocking the bike lane north on 15<sup>th</sup> St. SE.

Corey Holman reinforced Ms. Eby's comment about a pedestrian desire line to cross Kentucky northwest of the intersection.

Commissioner Sroufe asked whether DDOT takes one-way streets into consideration for parking. Mr. Bell responded that one-way streets have less stringent parking requirements.

In response to two neighbor questions posted in the chat, Mr. Bell shared that someone at DDOT will coordinate with FEMS to review plans and meet turning radius requirements and that DDOT is still planning to conduct Vision Zero Hardening at Potomac & Kentucky south of the 15<sup>th</sup> and Kentucky project.

*Commissioner LaFortune moved to recommend that the ANC write a letter to DDOT sharing comments on the two VZH projects, to be drafted by Commissioner LaFortune and placed on the consent agenda. Commissioner Sobelsohn seconded. The motion passed unanimously.*

### **Request to Expand eBike Authorized Vendor List**

RM Kruger shared that she wrote to Councilmember Charles Allen on behalf of BikeWerks, a local online bike shop, since the company is not currently eligible to participate in the eBike voucher program.

Commissioner LaFortune said that CM Allen noted the original legislation was written to prevent national retailers from participating which is why a brick and mortar requirement was included.

*Commissioner Sobelsohn moved to recommend that the ANC write a letter to Councilmember Allen urging the Council to explore other ways to include local retailers like BikeWerks in the eBike voucher program without expanding the program to national companies, to be drafted by Commissioner LaFortune and placed on the consent agenda at the next monthly ANC meeting. Commissioner LaFortune seconded. The motion passed unanimously.*

### **Traffic Signal at 7th and Pennsylvania Ave SE**

Commissioner Sobelsohn shared neighbors' concerns about the traffic signal at 7<sup>th</sup> St. SE and Pennsylvania Ave. not being long enough for pedestrians to safely cross, especially with other traffic safety concerns raised recently with nearby library construction.

*Commissioner Sobelsohn moved to recommend that the ANC write a letter to DDOT urging the exploration of possibly recalibrating the signal to improve pedestrian safety, to be drafted by Commissioner LaFortune and placed on the consent agenda at the next monthly ANC meeting. Commissioner Sroufe seconded. The motion passed unanimously.*

**Other Items**

RM Menzer asked about a presentation by DDOT on safety improvements on the 11<sup>th</sup> St. SE corridor. Commissioner LaFortune responded that it will be on the committee agenda for June.

RM Oldenburg asked whether DDOT has installed safety measures requested by the Southeast Library construction. Commissioner Sobelsohn shared that DDOT has been very responsive and is working through the requests for a pedestrian walkway and sidewalk.



May 14, 2024

700 Pennsylvania Avenue SE  
Ste. #2032  
Washington, DC 20003  
6B@anc.dc.gov

Ms. Sharon Kershbaum  
Interim Director  
Department of Transportation  
250 M Street, SE  
Washington, DC 20003

**OFFICERS**

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Vice-Chair  
*Vince Mareino*

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*David Sobelsohn*

Treasurer  
*Frank Avery*

Parliamentarian  
*Kasie Durkit*

VIA EMAIL: [sharon.kershbaum@dc.gov](mailto:sharon.kershbaum@dc.gov)

Re: Community Feedback on Vision Zero Projects in ANC 6B

Dear Director Kershbaum:

*At a properly noticed general meeting on May 14, 2024, with a quorum present, Advisory Neighborhood Commission (ANC) 6B voted X-X-X, based on the unanimous recommendation of its Transportation Committee, to submit the following request to the Department of Transportation (DDOT).*

We write about two Vision Zero Hardening projects within ANC 6B: 13th St/Independence Ave/Kentucky Ave SE (NOI-24-96-TESD) and 15th Street & Kentucky Avenue SE (NOI-24-105-TESD).

**COMMISSIONERS**

- SMD 01 Frank Avery
- SMD 02 Jerry Sroufe
- SMD 03 David Sobelsohn
- SMD 04 Frank D’Andrea
- SMD 05 Kasie Durkit
- SMD 06 Chander Jayaraman
- SMD 07 Vince Mareino
- SMD 08 Edward Ryder
- SMD 09 Matt LaFortune

During the May 8, 2024 meeting of our Transportation Committee meeting, DDOT presented updated plans for these two intersections and responded to questions from neighbors. Additional requests were shared at a separate community meeting in April and via email. ANC 6B urges DDOT to incorporate these suggestions into its project plans where possible including:

**13th St/Independence Ave/Kentucky Ave SE (NOI-24-96-TESD)**

**Street pavement, full renewal:** The street has not been repaved in 25 years, only partially resurfaced or patched. The result is a deteriorated surface with poor drainage, especially where old concrete block meets asphalt. Later additions such as bike lanes quickly deteriorate because of the poor substrate, and failure to renew the street will likewise shorten the life of hardening measures.

**Curb and gutter, full renewal:** Broken or missing granite curbs and improper repair after utility work create tripping hazards. Poor drainage leads to vegetation overgrowth and partial flooding of the street in heavy rain.

**Sidewalk, extensive repair:** The sidewalk was last restored about 20 years ago. This neglect, combined with makeshift repairs around utility openings using concrete and asphalt instead of brick, has created tripping and drainage hazards.

**Emergency vehicle access:** Please make sure to get feedback from Fire and EMS on the hardening to make sure that it does not foreclose the large fire trucks from being able to go north on 13th St SE on the block north of this intersection. The large fire trucks, (the ones which steer both front and rear) are not able to go straight onto 13th from Kentucky Ave but they are (with care) able to transit through the non-hardened intersection from Independence Ave. (They need to be very precise to make the turn but they are able to do it.) Please make sure that the hardened intersection retains the ability for the large firetrucks to make the left turn onto 13<sup>th</sup> from Independence.

**Speeding vehicles on 13<sup>th</sup> St. SE:** The pylons and crosswalk at 13th and Independence does a fantastic job of slowing cars down as they enter the 100 block of 13th St., SE. However, as soon as they clear the pylons, many cars ‘sprint’ to make the light at 13th and Mass (sometimes just sprint out of frustration?). What can be done to mitigate this, which puts cyclists in the unprotected bike lane + anyone trying to enter/exit their car parked on that street at risk. Please consider reducing lane width from 11 feet to 10 feet in order to further slow drivers. If travel lane narrowing is not possible, please consider additional vertical traffic calming (speed humps, raised crosswalks) for the 100 block of 13th St SE.

**Guidance on additional beautification:** Please share any rules and/or guidance for neighborhood-led beautification of the new permanent raised areas (e.g., flower pots on island).

**Short-term parking:** One neighbor requested that plans incorporate the ability to park for a very limited period of time very near homes in order load/unload packages/groceries, have Uber etc wait, without blocking traffic, as is currently possible. Residents of 4 of the 5 homes just north of Independence (156,154, 150 and 148) are occupied by elderly individuals who have serious mobility issues. Therefore, being able to continue to do this is critically important.

**Storm drains:** Storm water drains south on both Kentucky and 13th SE toward Independence so new drains are essential. Major puddles are there when they are now blocked by debris. These should be designed without creating a new trip hazard for pedestrians.

### **15th Street & Kentucky Avenue SE Vision Zero Hardening (NOI-24-105-TESD)**

**Additional crosswalks on Kentucky Avenue:** Multiple neighbors requested additional crosswalks on Kentucky Avenue northwest of the intersection with 15<sup>th</sup> St. SE. A picture below indicates where they could be located to include a curb cut that currently does not lead anywhere. Pedestrians currently use these routes without crosswalks indicating the need for an additional safe way to cross.

**Cars driving through bike lane:** Additionally, neighbors shared that cars currently turn north from Kentucky onto 15<sup>th</sup> St. curing the protected bike lane. The design of the project should include measures to prevent this.

Thank you in advance for considering and granting great weight to our recommendations. We look forward to your response.

Sincerely,

Edward Ryder, Chair of ANC 6B



May 14, 2024

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Charles Allen  
Councilmember  
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**OFFICERS**

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*Vince Mareino*

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SMD 04 Frank D'Andrea

SMD 05 Kasie Durkit

SMD 06 Chander Jayaraman

SMD 07 Vince Mareino

SMD 08 Edward Ryder

SMD 09 Matt LaFortune

VIA EMAIL: [callen@dccouncil.gov](mailto:callen@dccouncil.gov)

Re: Request to Expand eBike Authorized Vendor List

Dear Councilmember Allen:

*At a properly noticed general meeting on May 14, 2024, with a quorum present, Advisory Neighborhood Commission (ANC) 6B voted X-X-X, based on the unanimous recommendation of its Transportation Committee, to submit the following request.*

We write about the electric bicycle voucher program, which currently limits the use of vouchers to businesses with a physical brick and mortar retail location in the District.

While we support the intent of this restriction, to prevent national retailers from participating at the expense of local businesses, we note that some exceptions may be necessary to include District companies that do not have a physical location, such as the Bike Werks Mobile Bike Shop that is a part of the Eastern Market community on weekends.

We urge you to consider appropriate legislative remedies to ensure that the program maintains its focus on supporting local bike shops without restricting those that may not have a permanent physical location.

Thank you in advance for considering. We look forward to your response.

Sincerely,

Edward Ryder, Chair of ANC 6B



May 14, 2024

700 Pennsylvania Avenue SE  
Ste. #2032  
Washington, DC 20003  
6B@anc.dc.gov

Ms. Sharon Kershbaum  
Interim Director  
Department of Transportation  
250 M Street, SE  
Washington, DC 20003

**OFFICERS**

Chairperson  
*Edward Ryder*

Vice-Chair  
*Vince Mareino*

Secretary  
*David Sobelsohn*

Treasurer  
*Frank Avery*

Parliamentarian  
*Kasie Durkit*

**COMMISSIONERS**

- SMD 01 Frank Avery
- SMD 02 Jerry Sroufe
- SMD 03 David Sobelsohn
- SMD 04 Frank D'Andrea
- SMD 05 Kasie Durkit
- SMD 06 Chander Jayaraman
- SMD 07 Vince Mareino
- SMD 08 Edward Ryder
- SMD 09 Matt LaFortune

VIA EMAIL: [sharon.kershbaum@dc.gov](mailto:sharon.kershbaum@dc.gov);

Re: Traffic Signal at 7th and Pennsylvania Ave SE

Dear Director Kershbaum:

*At a properly noticed general meeting on May 14, 2024, with a quorum present, Advisory Neighborhood Commission (ANC) 6B voted X-X-X, based on the unanimous recommendation of its Transportation Committee, to submit the following request to the Department of Transportation (DDOT).*

We write about traffic signal timing at the intersection of 7<sup>th</sup> St. SE and Pennsylvania Ave. Neighbors have shared that the traffic light governing northbound traffic crossing Pennsylvania avenue needs to be recalibrated.

Cars are frequently backed up from almost 7th and E because pedestrian traffic sometimes prevents turning onto Penn from 7<sup>th</sup>. One neighbor sat through three lights before being able to cross Pennsylvania Avenue going north.

ANC 6B urges DDOT to address this issue through a recalibrated traffic signal, including possibly taking time away from the green lights on Penn Ave and giving more time to the green lights on 7th St to enable safe and efficient pedestrian crossings and fewer vehicle backlogs. The issue is exacerbated by the narrowing of 7th St in front of the library due to construction.

Thank you in advance for considering and granting great weight to our recommendations. We look forward to your response.

Sincerely,

Edward Ryder, Chair of ANC 6B



## Report of the ANC 6B Planning and Zoning Committee

May 9, 2024

**Commissioners Present:** Avery (6B01 – Partial), Sroufe (6B02), Sobelsohn (6B03), D’Andrea (6B04 – Charing), Durkit (6B05)

**Resident Members Present:** Rutkowski (6B01), *Lea (6B01 – Alternate Not Voting)*, Friedman (6B02), Smith (6B03), *Girod (6B04 – Alternate Voting)*, Jarboe (6B05), Robertson (6B06), Taylor (6B07-Partial), Bruggman (6B08), Holman (6B09 – Vice Chair)

### **1. Introductions/Call to Order**

The meeting was called to order at 7:05 p.m.

### **2. HPA 24-209: 816 G Street, SE**

**Project:** To construct a two-story side addition to an existing semi-detached rowhouse in the RF-1 zone.

**Owner(s):** Sidney Neely

**Applicant:** Gregorie Holeyman, [greg@barnstararchitects.com](mailto:greg@barnstararchitects.com)

**Hearing Date:** 06/23/24 or 06/30/24 [6B04]

**Plans:** <https://app.box.com/s/dhn9muwq7e6fqor5v5v40hn1w7yanfma/folder/253368032713>

The applicant presented an application to demolish and expand an existing side addition to two stories. It was noted by the applicant that they had been advised by the Zoning Administrator that special exception relief would be required and that they would be coming before the committee at a future date regarding that matter once they had applied to BZA. No substantive concerns were raised regarding the historic preservation aspects of the case.

***Motion [D’Andrea/Durkit] to recommend that full ANC send a letter of support to the HPRB and to place the item on the consent agenda. The motion passed 12-0-1 with Commissioner Sobelsohn abstaining. Commissioner Avery was not present for this vote and did not participate.***

### **3. BZA 21093: 138 E Street, SE**

**Project:** To construct a second story addition to an existing detached accessory garage to an existing, attached, three-story, principal dwelling unit in the RF-1 zone.

**Owner(s):** Joseph and Kyle Fortson

**Applicant:** Jennifer Fowler, [jennifer@fowler-architects.com](mailto:jennifer@fowler-architects.com)

**Hearing Date:** 06/12/24 [6B01]

**Plans:** [https://app.dcoz.dc.gov/Home/ViewCase?case\\_id=21093](https://app.dcoz.dc.gov/Home/ViewCase?case_id=21093)

The applicant presented an application to construct a second story addition to an existing single-story garage at the rear of their property. The addition was within the by-right zoning envelope except with respect to the lot area occupancy. The existing first-floor garage structure was over the 60% limit set



under the base zoning. Neighbors raised concerns regarding light, privacy and the massing of the structure having deleterious effects on their property. While there were impacts, the committee felt that they did not rise to the standard of an undue burden as compared to the by-right construction allowed by zoning.

***Motion [D’Andrea/Holman] to recommend that full ANC send a letter of support to the BZA and to place the item on the consent agenda. After discussion, Commissioner D’Andrea made a friendly amendment to his own motion to specify that the item be placed on the regular agenda. There being no objection from Vice-Chair Holman, the amendment was adopted. The motion as amended passed 11-1-1 with Resident member Rutowski opposed and Resident Member Friedman abstaining. Commissioner Avery was not present for this vote and did not participate.***

#### **4. HPA 24-237: 138 E Street, SE**

**Project:** To construct a second story addition to an existing detached accessory garage to an existing, attached, three-story, principal dwelling unit in the RF-1 zone.

**Owner(s):** Joseph and Kyle Fortson

**Applicant:** Jennifer Fowler, [jennifer@fowler-architects.com](mailto:jennifer@fowler-architects.com)

**Hearing Date:** 06/23/24 or 06/30/24 [6B01]

**Plans:** <https://app.box.com/s/dhn9muwq7e6fqor5v5v40hn1w7yanfma/folder/256729129514>

The applicant presented the historic preservation portions of the above noted case which is the same property and project as that considered in BZA 21093. No substantive comments were raised regarding issues related to historic preservation. The applicant was commended for switching out stucco to brick.

***Motion [D’Andrea/Sroufe] to recommend that full ANC send a letter of support to the HPRB and to place the item on the consent agenda. The motion passed 13-0-0. Commissioner Avery was not present for this vote and did not participate.***

#### **6. Consideration of CBA for Alley Closing in Square 762**

Commissioner D’Andrea introduced the CBA, which had received a favorable recommendation from the Subcommittee on Street and Alley Closings. Discussion centered around a provision of the CBA that requires the ANC to periodically urge the Ward 6 Councilmember to close the alley in concurrence with the ANC’s potential recommendation to close the alley. Discussion also touched on possible review of the CBA by the DC OAG’s office. While further negotiation on the CBA might be possible, it was noted that the agreement had been carefully negotiated and further changes may jeopardize the balance struck.

***Motion [Sobelsohn/Sroufe] that the Committee recommend to the full ANC the CBA be approved and that, having approved the Agreement, the ANC transmit a letter of support to the surveyor’s office. It was further moved that ANC6B send correspondence to the DC Council to include the request that the Council include the entire CBA or the provisions of the CBA in any legislation related to the alley closing. It was further moved that the item be place on the regular agenda. The chair, via unanimous consent, asked for the vote to be a roll-call vote. The motion passed 8-5-0. Commissioners Sroufe, Sobelsohn and D’Andrea and Resident Members Rutowski, Smith, Girod, Jarboe***





***and Holman voted aye. Commissioners Avery, Durkit and Resident Members Friedman, Robertson and Bruggman voted nay. Resident Member Taylor was not present for the vote and did not participate.***

**7. Adjournment**

The chair motioned, via unanimous consent, to adjourn. No objections being heard, the meeting was adjourned at 10:25 p.m.

# COMMUNITY BENEFITS AGREEMENT

## BETWEEN ADVISORY NEIGHBORHOOD COMMISSION 6B, INCLUDING ITS PLANNING AND ZONING COMMITTEE'S STREET AND ALLEY-CLOSING SUBCOMMITTEE, AND CLEAR PLAINS, LLC, INCLUDING ITS AFFILIATES AND ASSIGNS

Advisory Neighborhood Commission 6B (the “**ANC**”), including its Planning and Zoning Committee's Street and Alley-Closing Subcommittee (the “**Subcommittee**”), and Clear Plains, LLC, a Delaware limited liability company, its affiliates and assigns (collectively, the “**Applicant**”, and, together with the ANC and its Subcommittee, the “**Parties**”), enter into this Community Benefits Agreement (the “**Agreement**”, or the “**CBA**”) on May 1, 2024 (as the Subcommittee), and May 14, 2024 (as the ANC), to specify community benefits related to Applicant’s request to close a portion of the alley system in Square 762 (S.O. File No. 23-01974).

**Whereas**, pursuant to DC Official Code § 9-202.01, “The Mayor may close all or part of any street and alley which is determined by the Council to be unnecessary for street or alley purposes,” and

**Whereas**, on January 30, 2023, Applicant applied to close a dead-end portion of the existing alley system in Square 762, which has a width that varies approximately between 10 and 12 feet and is not currently used or relied upon for any transportation purpose (the “**Application**”),

**Therefore**, for the promises below and other valuable consideration, the Parties agree as follows:

### **ARTICLE I**

#### Additional Definitions

1. “Abutting Properties” means the buildings at 205 3rd Street, SE (Lot 814, Square 762) and 207 3rd Street, SE (Lot 26, Square 762).
2. “Alley” means the portion of the public right-of-way alley in Square 762 (known as Lincoln Court), bounded by lots 58, 843, 842, 839, and 823, that Applicant proposes to close.
3. “Alley Closing Legislation” means the DC Council bill that orders the closing of the Alley pursuant to S.O. File No. 23-01974.
4. “Alley Closing Plat” means the plat recorded in the records of the DC Surveyor’s Office that officially closes the Alley and reverts the land area as private property.
5. “Alley System” means the alley in Square 762 (known as Lincoln Court), exclusive of the Alley.
6. “Building” means any of the buildings identified under the definition of “Development.”
7. “Committee” means ANC 6B’s Planning and Zoning Committee.
8. “Courtyard” means Applicant’s proposed courtyard as part of the Development, a portion of which would consist of the closed Alley that would revert to Applicant as private property.

9. "DC" means the District of Columbia.
10. "DDOT" means the District Department of Transportation.
11. "Development" means the buildings and any proposed improvements that include the properties located in Square 762 at (a) Lot 0843, 231 Pennsylvania Avenue, SE; (b) Lot 0842, 229 Pennsylvania Avenue, SE; (c) Lot 0823, 203 3rd Street, SE, Rear; and (d) Lot 0839, 233 Pennsylvania Avenue, SE.
12. "HPRB" means DC's Historic Preservation Review Board.
13. "Property" means the land and improvements described in the definition of "Development," and any associated open space owned by Applicant or its ownership successors.

## **ARTICLE II**

### ANC Support

1. Within one week after both Applicant and the Chair of the Subcommittee sign this Agreement, the Subcommittee will transmit its endorsement to the Committee.
2. Within one week after the ANC votes to endorse this Agreement, the ANC will send a letter, supporting the Application, conditioned on this Agreement, to the DC Office of the Surveyor for inclusion in S.O. File No. 23-01974, and provide copies of the letter both to Applicant and to DC's Ward Six Councilmember.
3. Until the DC Council votes to approve or reject the alley closing, a representative of the ANC will periodically contact DC's Ward Six Councilmember to urge Council approval of the alley closing.

## **ARTICLE III**

### Binding on Subsequent Property Owners

Except for Article IX, Applicant will make this Agreement binding on subsequent owners of the Property, or any part thereof, by including this Agreement in any covenant related to the sale or transference of the Property.

## **ARTICLE IV**

### Governing Law, Previous Agreements, Modifications Only in Writing, Severability

1. Applicable federal law and the laws of the District of Columbia govern this Agreement.
2. This Agreement supersedes and terminates any prior agreements or understandings, oral, written, or implied, between the Parties. However, prior understandings may aid in interpreting this Agreement.

3. Only written agreement of all Parties or their successors, agreed to by a vote of the ANC, can modify this Agreement.

4. Should a statute, regulation, or court decision invalidate any provision of this Agreement, that statute, regulation, or court decision will not affect any other provision, and leave those other provisions fully enforceable. The Parties intend the severability of any provision rendered invalid.

#### **ARTICLE V**

##### Storage and Removal of Trash and Recycling

1. Applicant will construct an airconditioned, rodent-proof trash room and an airconditioned, rodent-proof recycling room, both inside the Building.

2. Applicant will store, in those rooms, all trash and recyclables generated by occupants and users of the Building.

3. Applicant will remove all trash and recyclables from the Courtyard by 9:00 p.m. every day, or--for events in the Courtyard that end after 9:00 p.m.--immediately following those events.

#### **ARTICLE VI**

##### Applicant Contributions and Schedule

In part exchange for ANC support of the Application, Applicant will make a total contribution in the amount of \$100,000 to the Capitol Hill Community Foundation. Applicant will condition its contribution upon the Capitol Hill Community Foundation's promise to use it to benefit organizations based in ANC 6B.

Applicant will contribute the funds pursuant to the following schedule:

1. Within one week after the Subcommittee votes to recommend that the Committee support the CBA and the Application, Applicant will make a \$10,000 contribution to the Capitol Hill Community Foundation.

2. Within one week after the ANC votes to support the CBA and the Application, Applicant will make an additional \$15,000 contribution to the Capitol Hill Community Foundation.

3. Within one week after the Alley Closing Legislation becomes DC Law, Applicant will make the remaining \$75,000 contribution to the Capitol Hill Community Foundation.

#### **ARTICLE VII**

##### Construction Management Plan

1. Before commencing construction, Applicant will work with the ANC to enter into a Construction Management Plan to address construction traffic, community communication, site management, cleanliness, rodent control, work hours, and other construction-management issues.
2. Applicant will ensure that construction traffic is consistent with a DDOT-approved Transportation Management Plan.
3. For construction-related vehicles that use the Alley System to access the Property, Applicant will require that construction-related vehicles access the Alley System only directly from and to the C Street, SE entrance.
4. Applicant will provide contact information to the owners of property adjacent to the Development to address concerns that arise during construction on the Property.

#### **ARTICLE VIII**

##### Vehicle Access by Public Agencies and Private Companies

1. Operated by Public Agency: Applicant will submit a request to the Department of Public Works (DPW), as well as to any other public agency it learns will access the Development via the Alley system, to direct its drivers to access the Alley System only directly from and to the C Street, SE entrance.
2. Operated by Private Company or Individual.
  - (a) If Applicant contracts with a private company or an individual for trash removal from, service for, or deliveries to the Development, Applicant will include a requirement in its contract that vehicles provided by the private company or individual must access the Alley System only directly from and to the C Street, SE entrance.
  - (b) Regarding vehicles operated by a private company or individual with which Applicant has not contracted, but that access the Development via the Alley System, Applicant will urge that company or individual to access the Alley System only directly from and to the C Street, SE entrance.

#### **ARTICLE IX**

##### Restrictions on Use of Abutting Properties

1. Use Restrictions Dependent on Zoning and Land-Use Designations. The Abutting Properties are not part of the Application; however, so long as Applicant owns or reacquires the Abutting Properties, the following terms are in effect:

- (a) 205 3rd Street, SE (Lot 814 in Square 762). As long as its current zoning and land-use designations on the Comprehensive Plan Future Land Use Map (FLUM) remain in place, Applicant will only use 205 3rd Street, SE in accordance with its current zoning designation (RF-1/CAP).
- (b) 207 3rd Street, SE (Lot 26 in Square 762). Applicant does not own 207 3<sup>rd</sup> Street, SE, but if Applicant reacquires 207 3rd Street, SE, and as long as its current zoning and land use designation on the Comprehensive Plan FLUM remain in place, Applicant will only use 207 3rd Street, SE in accordance with its current zoning designation (RF-1/CAP).

2. No Attempt to Change Zoning or Land Use Designations of Abutting Properties. For the Abutting Properties, Applicant will not submit, or cooperate or assist in submitting, a Zoning Map amendment application to change the current zoning (RF-1/CAP), or actively pursue, or cooperate or assist in pursuing, a change to the Comprehensive Plan FLUM, which currently designates the Abutting Properties in the Moderate Density Residential land use category.

## **ARTICLE X**

### Use of Courtyard

- 1. Applicant's Hours of Operation. Starting with the date of signing of this agreement by Applicant and Chair of the Subcommittee, Applicant and any lessee will only use the outdoor areas of the Courtyard under their control from 7:00 a.m.–12:00 a.m. (midnight) Sundays through Thursdays, and 7:00 a.m.–1:00 a.m. Fridays and Saturdays; provided, that, if a ground-floor lessee obtains a valid license to serve alcohol in the Courtyard, the hours of that license will control the lessee's hours of operation in the Courtyard.
- 2. Tenant's Use of Courtyard. If and after the Alley Closing Legislation becomes DC Law and the Alley Closing Plat is recorded, Applicant will offer a ground floor lessee a portion of the Courtyard for its use as part of its lease.
- 3. Contingent Public Access. If, by two (2) years after the Alley Closing Legislation becomes DC Law and the Alley Closing Plat is recorded, Applicant still has no retail lessee for 231 or 233 Pennsylvania Avenue, SE, Applicant will open the Courtyard to public access on Saturdays and Sundays from 7 a.m. until 12 midnight. Applicant may, however, implement and post rules of conduct to ensure orderly public use of the Courtyard.
- 4. ANC 6B's Use of Courtyard. If and after the Alley Closing Legislation becomes effective and the Alley Closing Plat is recorded and within three months after substantial completion of Courtyard renovation, Applicant will make the Courtyard available for use by the ANC, its committees, subcommittees, and task forces (collectively, "ANC

Bodies”), and by mutually agreed upon ANC 6B community groups which the ANC designates from time to time, subject to the following limitations:

- (a) The ANC may use, or designate a community group to use, the Courtyard a total maximum of six (6) times per calendar year.
- (b) Applicant has the right to disallow use based on the date or time of the projected use; in particular, neither the ANC nor any designated community group may interfere with Applicant’s lessee’s regular business operations or Applicant’s or Applicant’s lessee’s use of the Courtyard for a previously scheduled event.
- (c) Applicant may withhold approval of use by an ANC-designated community group for good cause, including, but not limited to, for having previously caused damage or left the Courtyard in an unkempt manner, provided that Applicant may not unreasonably withhold approval.

**ARTICLE XI**

**Use of Interior Building Space for Community Meetings**

1. For meetings by ANC Bodies. Starting six (6) months after the ANC votes to endorse this Agreement, Applicant will make interior Building space, of at least a capacity of 20 people, 20 chairs, and a means of Building access, available for use as a community meeting space by the ANC Bodies; provided that:

- (a) Before the Alley Closing Legislation becomes DC law and the Alley Closing Plat is recorded, and even after that if necessary to accommodate substantial Building renovations, Applicant may substitute equivalent indoor space elsewhere in ANC 6B.
- (b) If, by eight (8) years after the ANC votes to endorse this Agreement, the Alley Closing Legislation is not yet DC law, on that eight-year anniversary Applicant’s obligations under this section will terminate.

2. For meetings by ANC 6B community groups. Starting one (1) month after the Alley Closing Legislation becomes DC law and the Alley Closing Plat is recorded, Applicant will make interior Building space, of at least a capacity of 20 people, 20 chairs, and a means of Building access, available for use as a community meeting space by ANC 6B community groups that (a) the ANC designates and that (b) Applicant approves for such use; provided that, if necessary to accommodate substantial Building renovations, Applicant may substitute equivalent indoor space elsewhere in ANC 6B.

3. Applicant’s obligations under this article are subject to the following additional limitations:

- (a) Applicant guarantees no more than total use, for the ANC Bodies and ANC 6B community groups combined, of interior meeting space for a total of twelve (12) times per calendar year; provided, that Applicant in its sole discretion may permit additional use.

(b) Applicant has the right to disallow any proposed use based on its proposed date or time; in particular, neither the ANC Bodies nor the ANC 6B community groups may interfere with Applicant's lessee's regular business operations or Applicant's or Applicant's lessee's use of interior space for a previously scheduled event.

## **ARTICLE XII**

### Security Cameras

Within twelve (12) months after the ANC votes to endorse this Agreement, and to follow current DC public policy to deter and solve crimes, Applicant will install security cameras that capture the portion of the Alley System that is adjacent to the Development and entrance to the Courtyard.

## **ARTICLE XIII**

### Public Space and Safety Improvements

Within twelve (12) months after the ANC votes to endorse this Agreement, Applicant will construct the following improvements:

1. Subject to approval by DDOT, install a blind-corner mirror that captures the portion of the Alley System that is adjacent to the Development and entrance to the Courtyard; and
2. Subject to approval by DDOT, HPRB, and any other District agency with approval authority, mount additional lighting on the Property to illuminate the Courtyard and the Courtyard entrance from the Alley System.

## **ARTICLE XIV**

### Rodent Control

Applicant will maintain in perpetuity a rodent-abatement contract for the Property, and include, in any contract to sell the Property or any part thereof, a requirement that any successor in title maintain a rodent-abatement contract for the Property.

## **ARTICLE XV**

### Privacy Fence



In its application to the HPRB for final approval, Applicant will propose a privacy fence of at least seven (7) feet in height on the roof of the portion of the Building currently located at 203 3rd Street, SE Rear. If HPRB grants final approval and the DC Zoning Administrator approves the seven-foot fence, Applicant will construct a fence of that height.

## **ARTICLE XVI**

### Effective Dates

The following provisions take effect at the following times and on the following conditions:

1. Article I (titled, “**Additional Definitions**”): Immediately upon signing of this Agreement by Applicant and the Chair of the Subcommittee.
2. Article II (titled, “**ANC Support**”): According to the terms of Article II.
3. Article III (titled, “**Binding on Subsequent Property Owners**”): At any time Applicant enters into any agreement related to sale or transference of the Property.
4. Article IV (titled, “**Governing Law, Previous Agreements, Modifications Only in Writing, Severability**”): Immediately upon signing of this Agreement by Applicant and the Chair of the Subcommittee.
5. Article V (titled, “**Storage and Removal of Trash and Recycling**”): Article V section (3) will take effect immediately upon signing of this Agreement by Applicant and the Chair of the Subcommittee. The rest of article V will take effect immediately upon substantial completion of the Development.
6. Article VI (titled, “**Applicant Contributions and Schedule**”): According to the terms of Article VI.
7. Article VII (titled, “**Construction Management “Plan”**”): Immediately upon signing of this Agreement by Applicant and the Chair of the Subcommittee.
8. Article VIII (titled, “**Vehicle Access by Public Agencies and Private Companies**”): Immediately upon signing of this Agreement by Applicant and the Chair of the Subcommittee.
9. Article IX (titled, “**Restrictions on Use of Abutting Properties**”): According to the terms of Article IX.
10. Article X (titled “**Use of Courtyard**”): According to the terms of Article X.
11. Article XI (titled, “**Use of Interior Building Space for Community Meetings**”): According to the terms of Article XI.
12. Article XII (titled, “**Security Cameras**”): According to the terms of Article XII.
13. Article XIII (titled, “**Public Space and Safety Improvements**”): According to the terms of Article XIII.
14. Article XIV (titled, “**Rodent Control**”): At a reasonable time after signing of this Agreement by Applicant and the Chair of the Subcommittee.
15. Article XV (titled, “**Privacy Fence**”): When Applicant applies to the HPRB for final approval.

In witness hereof, the Parties hereto have duly executed and delivered this Agreement as of the date first written above.

**ANC 6B PLANNING AND ZONING  
SUBCOMMITTEE**

**ANC 6B**

By: \_\_\_\_\_  
Name: Frank D'Andrea  
Title: Chair

By: \_\_\_\_\_  
Name: Edward Ryder  
Title: Chair

**APPLICANT**

Clear Plains, LLC,  
a Delaware limited liability company

By: \_\_\_\_\_  
Name: Edward Corrigan  
Title: President

## RESOLUTION

At its properly noticed May 14, 2024 meeting, a quorum being present, Advisory Neighborhood Commission 6B, by a vote of x-y-z, passed the following resolution:

**WHEREAS, Clear Plains, LLC, an affiliate of the Conservative Partnership Institute (“CPI”), owns buildings in Square 762, between 2<sup>nd</sup> and 3<sup>rd</sup> Streets, SE, on the south side of Pennsylvania Ave., SE, in ANC 6B02, and**

**WHEREAS, those buildings surround a courtyard, also owned by CPI, and**

**WHEREAS, as the courtyard owner, CPI can currently hold whatever events it likes at whatever time it likes in that courtyard, and**

**WHEREAS, the DC government has a right-of-way easement over a narrow portion of the courtyard, a long unused dead-end alley with a width of 10-12 feet, and**

**WHEREAS, on January 30, 2023, CPI applied to close that dead-end alley in Square 762 (S.O. File No. 23-01974), and**

**WHEREAS, pursuant to DC Official Code § 9-202.01, “The Mayor may close all or part of any street and alley which is determined by the Council to be unnecessary for street or alley purposes,” and**

**WHEREAS, CPI has agreed to provide substantial community benefits to ANC 6B in exchange for ANC support of its alley-closing application, and**

**WHEREAS, the first amendment to the United States Constitution prohibits the ANC, as a branch of the DC government, from discriminating against CPI because of CPI’s ideology,**

**THEREFORE, BE IT RESOLVED that Advisory Neighborhood Commission 6B--**

**1. Supports CPI’s application to close the unused dead-end alley in Square 762 based on CPI’s promises under the attached community-benefits agreement (“CBA”).**

**2. Urges the DC Council to close the unused dead-end alley and to incorporate the terms of the attached community-benefits agreement in any legislation closing the alley.**

**3. Authorizes Commissioners Frank D’Andrea and David Sobelsohn to prepare a press release announcing the ANC’s decision, to be issued by Commissioner Edward Ryder on the ANC’s behalf.**



May 14, 2024

700 Pennsylvania Avenue SE  
Ste. #2032  
Washington, DC 20003-2141  
6B@anc.dc.gov

Council of the District of Columbia  
1350 Pennsylvania Avenue, NW, Washington, D.C. 20004

Dear Council Members:

*At a properly noticed general meeting on May 14, 2024, with a quorum present, Advisory Neighborhood Commission (ANC) 6B voted X-X-X, as recommended by its Executive Committee, to submit the following request to the Council of the District of Columbia.*

Last month the Mayor announced at a Council meeting that, without further action, the District's budget faced a shortfall of \$700 million/year for the foreseeable future. We understand that the Council is considering every possible avenue for cutting expenses and increasing revenues. We write to recommend one part of the solution: the District should increase the gasoline tax.

DC's gasoline tax is codified at § 47-2301. In 2020, DC repealed an 8% tax on the wholesale price of gasoline, and replaced it with a \$.235 per gallon flat tax (plus a surcharge of \$.053 per gallon on gasoline "used for commercial purposes".) In effect, DC switched from a tax that automatically increased with inflation to one that did not – an understandable decision in the low-inflation environment of 2020, but one which proved fiscally harmful in the high-inflation environment of 2021 to present.

DC's gasoline tax is now anomalously low. Maryland charges \$0.47 per gallon – precisely *double* DC's tax – and automatically increases the tax every July based on inflation. (<https://www.marylandtaxes.gov/business/motor-fuel/tax-info.php>). Virginia charges \$0.298 per gallon (<https://www.dmv.virginia.gov/businesses/tax-act/tax-rates>) plus another \$0.087 per gallon for gas stations in Northern Virginia: (<https://novatransit.org/resources/financialinformation/motor-fuels-tax/>), for a total of \$0.385 per gallon, and also automatically increases the tax every July based on inflation.

In short, DC could raise far more revenue from its gasoline tax without causing the price of gasoline in the city to be uncompetitive with the price of gasoline in the suburbs. We propose two options:

- (1) DC could adopt the Maryland system, and set its gas tax at \$.47 per gallon with automatic inflation indexing, or
- (2) DC could return to the previous system of charging a sales tax. If so, we recommend that the Council use the 14.95% sales tax rate that is charged for hotels, which would produce a result approximately equal to the Maryland system.

### **OFFICERS**

Chairperson  
*Edward Ryder*

Vice-Chair  
*Vince Mareino*

Secretary  
*David Sobelsohn*

Treasurer  
*Frank Avery*

Parliamentarian  
*Kasie Durkit*

### **COMMISSIONERS**

SMD 01 Frank Avery

SMD 02 Jerry Sroufe

SMD 03 David Sobelsohn

SMD 04 Frank D'Andrea

SMD 05 Kasie Durkit

SMD 06 Chander Jayaraman

SMD 07 Vince Mareino

SMD 08 Edward Ryder

SMD 09 Matt LaFortune

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## **OFFICERS**

Chairperson  
*Edward Ryder*

Vice-Chair  
*Vince Mareino*

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Given how low the gasoline tax is now, such an increase should not have major disruptive effects on DC drivers. To the extent that it does affect drivers, though, a higher gasoline tax would serve two of the city's interests: promoting Vision Zero and promoting equity. A higher gasoline tax encourages residents and out-of-towners to prefer public transit and carpooling over solo driving, which will result in fewer traffic injuries. A higher gasoline tax promotes equity because in the District, 35% of households do not even own an automobile, with the car-free homes concentrated especially among low-income homes – so the tax will be paid disproportionately by higher-income residents, as well as out-of-towners. The revenue generated can also promote equity, by helping the Council to avoid budget cuts to public transportation and other vital public services.

Thank you in advance for considering and granting great weight to our recommendations. We look forward to your response.

Sincerely,

Edward Ryder  
Chair, ANC 6B

**ANC 6B Southeast Library Task Force**  
**March 21, 2024**  
Minutes Draft

The meeting started at 6:39 pm at Arthur Capper Community Center (ACCC) and over zoom.

**Attending**

ANC 6B commissioners: David Sobelsohn, Frank D’Andrea

Task Force members: Ana Unruh Cohen, Claire August

Residents: Sarah Moore, Marc Mayerson

DC Public Library (DCPL) representatives: Jaspreet Pahwa, Martha Saccocio, Samantha Dure

Whiting-Turner representatives: Terri Bosnick, Nathan Shields, Eric Schuster

DC Department of Transportation (DDOT) representatives: Derrick Marrow

Press: Larry Janezich

**1) Introductions**

**2) Approval of:**

a. Agenda: adopted unanimously

b) Minutes of February 19 meeting: adopted unanimously

**3) Renovation**

a. Status: DCPL representative Jaspreet Pahwa provided an update on construction at the Southeast Library by going through the DCPL March 8, 2024 Southeast Library Modernization Construction Updates document. (Available at <https://www.dclibrary.org/news/southeast-library-modernization-project> and specifically <https://www.dclibrary.org/sites/default/files/files/2024-03/Southeast%20Library%20Construction%20Update-issued%20March%208%202024.pdf> ) She also discussed what was happening in response to the ANC letter requests about pedestrian safety and traffic issues around the library renovation. DCPL cannot facilitate the request for speed bumps on the 600 block of South Carolina Ave SE because that request is outside the scope of the project. For the other requests, DCPL and DDOT will work with the ANC. The temporary crosswalk on the 600 block of D St SE has been installed. Task Force Members appreciated the installation of the crosswalk, traffic mirror and angling of the protective barrier at the corner of D St and 7<sup>th</sup> St as they feel it has improved traffic safety at that corner. A protected pedestrian walkway on South Carolina Ave by the construction site will be implemented but to maintain the bike lane and have pedestrian space some parking spots may be lost next to the library site. ANC Commissioner D’Andrea noted that the ANC asked for safety measures for pedestrians and safety should take priority. ANC Commissioner Sobelsohn agreed that pedestrian safety is the priority. DDOT and DCPL work together to update the traffic plan to allow for the protected pedestrian area. Once the drawings are approved, the work to implement them can begin and the protected area could be in place by the end of April. DDOT will also study the

flow of traffic on 7<sup>th</sup> Street SE in front of the library to see what may be done to improve pedestrian and traffic safety. Other potential changes to traffic flow in the Eastern Market metro area associated with D St SE will not take effect until after the library construction is completed. Ms. Pahwa then discussed the upcoming construction work in the DCPL presentation, including preparation work for the underpinning. Commissioner Sobelsohn asked if there have been any noise complaints. The Whiting-Turner representatives said not so far and that they were coordinating with a neighbor to avoid disruption to taping of their podcast. The water main shift and water shut off will not happen until the fall. The construction crew did discover that the fire hydrant on the site does not operate properly. DC Water and the DC Fire Marshall are aware and it will be fixed soon. There is another fire hydrant across the street at CVS if needed although it is not known if that one works. The anticipated truck traffic is still 6-7 total loads per day between hauling off debris and concrete delivery.

- b.** ACCC Tech Express site visit: Those attending the meeting in person went to visit briefly the Tech Express room in ACCC. They checked out a laptop from the laptop kiosk and discussed with the DCPL staff in the room their impressions of the facilities and use, which were positive. Martha Saccocio from DCPL provided some usage information about the facility. In February, there were ~4 visits per day and in March that had increased to almost 10 per day. Book pick up and return was the most popular service, followed by copying and scanning, and then use of the desktop computers. So far there has not been much use of the laptops. DCPL has promoted the facility on their social media, newsletter and through direct email to Southeast library patrons. Task Force Members did not recall receiving an email from DCPL specifically about the ACCC facility but said they would check and let Ms. Saccocio know if they had. She said DCPL would consider sending another email. She also said she would check the usage statistics at the Northeast and Southwest libraries to see if there has been an uptick in use since the Southeast closure. She also provided an overview of the entire DCPL usage. Libraries tend to be busiest when they open in the morning and then in the afternoon after school. This has led DCPL to shift their hours to open earlier and close earlier (now 9am to 8pm). The usage on weekend days is about the same but without the after-school increase. Task Force members asked again about the possibility of the ACCC facility being opened on Saturday but staffing is a challenge because DCPL union rules do not allow staff to work more than 2 Saturdays per month. Task Force members shared their impressions of the Tech Express set up which were positive. They felt it was a good space and had the potential to be used for more. Task Force members were also glad that there is an after-hours DCPL book drop off outside of the ACCC building. The Task Force members also discussed ways to increase the use of the facility including, ANC Commissioners, including ANC 8F, promoting the facility, exploring a joint DCPL and Department of Parks and Recreation event, and refreshing the signage for the facility occasionally.
- c.** Other Renovation Issues: No other issues were raised.

- 4) **Next Task Force meeting:** Proposed for Thursday, April 25 at 6:30 pm at 700 Pennsylvania Ave SE and by zoom.
- 5) **Adjourn:** The meeting adjourned by unanimous vote at 8:18 pm.



**ANC 6B Southeast Library Task Force**  
**April 25, 2024**  
Minutes Draft

The meeting started at 6:35 pm at 700 Penn Ave SE, 2<sup>nd</sup> floor conference room and over zoom.

**Attending**

ANC 6B commissioners: David Sobelsohn, Frank D’Andrea, Jerry Sroufe

Task Force members: Ana Unruh Cohen

Residents: Sarah Moore, John Schwab, Nancy Broers, Brian Ready

DC Public Library (DCPL) representatives: Jaspreet Pahwa, Samantha Dure

Whiting-Turner representatives: Eric Schuster

Press: Larry Janezich

**1) Introductions**

**2) Approval of:**

- a. Amendment to agenda to correct dates: adopted unanimously
- b. Amended agenda: adopted unanimously
- c. Minutes of March 21 meeting: adopted unanimously

**3) Renovation**

- a. Status: DCPL representative Jaspreet Pahwa provided an update on construction at the Southeast Library by going through the DCPL April 5, 2024 Southeast Library Modernization Construction Updates document. (Available at <https://www.dclibrary.org/news/southeast-library-modernization-project> and specifically <https://www.dclibrary.org/sites/default/files/files/2024-04/Southeast%20Library%20Construction%20Update-issued%20April%205%202024.pdf>) She noted that there has been no need for work on Saturday yet. Ms. Pahwa and Mr. Schuster also provided an update on construction progress including ongoing deconstruction inside the building and excavation outside the building. They have created space to connect the new addition to the existing building and have been working on the underpinning. Mr. Schuster estimated that they were about 75% of the way done with the underpinning activity and described to the Task Force how the workers dig the pits and the safety features in place for the workers. Looking ahead, Ms. Pahwa and Mr. Schuster discussed the fence on D St needing to be pushed out further, as planned, to accommodate pouring concrete and other equipment once the hand digging of the pits is finished. They noted they are still working with Washington Gas to cap the natural gas line on the property. Ms. Pahwa anticipates sending the next construction update around May 10<sup>th</sup>. Commissioner Sobelsohn asked about the possibility of a site visit. Ms. Pahwa and Mr. Schuster didn’t think that would be possible until the fall and even then it would need to be a limited number of people since the construction site is so small.





May 14, 2024

700 Pennsylvania Avenue SE  
Ste. #2032  
Washington, DC 20003-2141  
6B@anc.dc.gov

Richard Reyes-Gavilan  
Director, DC Public Library

Dear Director Reyes-Gavilan,

*At a properly noticed general meeting on May 14, 2024, with a quorum present, Advisory Neighborhood Commission (ANC) 6B voted X-X-X, as recommended by its Executive Committee, to submit the following request to the Council of the District of Columbia.*

At a community meeting December 14, 2023, at the Southeast Library, you committed to consider expanding the hours of DCPL's interim library facility at the Arthur Capper Community Center so it would open sometimes on Saturday, when working people and schoolchildren can use the facility. Since the Capper library facility has now been open for over three months, it's time for that consideration. As we have suggested since December, if the library system hasn't the funds to extend hours to Saturday, we urge you to consider replacing some weekday hours with weekend hours--for example, opening at noon on Mondays and Tuesdays so you can open Arthur Capper for four hours on Saturdays. Even if it would raise issues for you to open Arthur Capper every Saturday, it would help to open the facility at least two Saturdays each month.

If opening on Saturdays proves entirely impossible, we urge you to consider opening at least one workday after 6 p.m., again if necessary to open later that morning--for instance, opening Tuesdays from 12 noon-8 p.m. instead of 10 a.m.-6 p.m.

And if you think it's too early to make a shift that would cover the remaining two years of the Arthur Capper interim facility, we urge you to try, as an experiment, opening the facility on occasional Saturdays or second weekday evenings. Then you can make a final decision based on the results of the experiment.

Finally, we urge you to expand the Library by Mail program to make it accessible to more of our residents, who now have no nearby library. Please also make the application easier to complete.

Thank you, in advance, for according "great weight," as DC law requires, to this advice from Advisory Neighborhood Commission 6B.

Sincerely,

Edward Ryder  
Chair, ANC 6B

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SMD 08 Edward Ryder

SMD 09 Matt LaFortune



## **Report of the ANC6B Public Safety Committee Meeting**

**March 25, 2024, 6:30 – 8:00p.m.**

### **Commissioners Present:**

Frank Avery, Committee Vice Chair (6B01), David Sobelsohn (6B03); Frank D’Andrea (6B04)

### **Resident Members Present:**

Lisa Matsumoto, Chair, Ann Keep; Kelly Waud, Cinnamon Butler, Michelle Strizever, Eric Miller, Frank Boudra, Chuck Schmoyer, Elliot Mamet, John Schwab.

### **I. Agenda Item #1; Introductions**

Introductions of Commissioners and new resident members.

### **II. Agenda Item #2; Commander Hall and Captain Harding, MPD First District**

Commander Hall provided an update. He acknowledged that last year saw an increase in carjackings and robberies in our area. So far this year, MPD has been focused on homicides, robberies and violent crime. Homicides are down 88% from this time last year. Robberies are down 29% percent. Violent crime is down as well, but it is important to keep working to sustain the downward trajectory. Regarding the decrease in robberies, he feels that some strategies they have implemented have worked, and the recent legislation has helped. The goal is obviously to restore that sense of safety.

When asked what prevention strategies has MPD put in place, and what does MPD recommend so people don’t become victims, Commander Hall indicated that they follow data to identify and focus on clusters of activity. Why does one area have more robberies than another? Last year, he said they “threw out a net.” Then every area saw reductions. They also increased their auto theft unit. In general, if they have seen a spike in activity, they moved officers to that area. Additionally, officers are trained to see what makes people vulnerable. For example, officers will look for people with their hazards on, like DoorDash drivers, or individuals walking without being attentive, looking at their phones, because they are potential victims. He urged citizens to call police if they see something suspicious. They want people to reach out. Although they have 200 officers, citizens can add more eyes. He gave the example of persons riding around with masks on.

Kelly Waud thanked Commander Hall for attending the safety meeting at Potomac Gardens and for engagement and coordination with DC Public Housing Police. She asked how they communicate with each other? Commander Hall indicated that they have been working hand in hand with public housing police. They know that they can no longer just patrol around Potomac Gardens, but need to get inside. They talk with each other and have seen improvements in relationships. Captain Harding added that they have been increasing communication, trying to figure out who is covering each area. For instance, they noticed that many vehicles come from SW to SE and there are gunshots, so they share that information to try and identify what is going on.

Kelly Waud also mentioned that they have tried to set up movie nights to engage community with MPD. Community is interested in having community basketball game that could be ongoing. Although Commander Hall had not heard about the basketball game he thought that was a great idea and he said movie nights could definitely happen, with popcorn and a big screen. They really want to engage with the community in these positive ways.

Commander Hall was asked, more specifically, how has recent legislation helped and about MPD staffing levels. Commander Hall said Secure DC is helping and it is a start in that it gives them more tools to use to address problem areas. He said that being able to create drug-free zones, such as in Chinatown, has helped. The next drug-free zone will be around 8th and H NE, to be announced soon. He is hopeful that it will help that area the same way it helped Chinatown. He spent some time explaining the requirements for setting up a drug-free zone and how they ensure constitutional protections. He indicated that officers receive specific training related to operating in them and that command staff must oversee them. To allay concerns about constitutional protections of citizens in a designated zone, he mentioned that police have no additional ability or power to conduct stops and detentions than they have in any other situation.

He also mentioned a positive impact from pretrial detention. He indicated that these tools help police do their jobs. The Commander was asked whether MPD is collecting data to show that pretrial detention is helping, since people have strong feelings about that issue. Would data help address those concerns? He admitted he was not sure about data collection, but that might be occurring now or in the future under requirements of the Act. He knows criminal activity has dropped and his sense is these tools have helped.

Regarding staffing levels he indicated they are very actively recruiting, and looking at people coming out of the military and recruiting on college campuses. They are slowly creeping back to full recruitment

The Commander was asked if there anything else we can be doing to advocate? We're trending in the right direction, but what else can we do? Is pressure needed on AG? What about the crime lab? Commander Hall stated that one thing that has helped is a lot of pressure on the AG and the US Attorney's Office. Attention given to the prosecuting arm of the justice system has helped. More action is needed than just arrests. What happens after the arrest is just as important, meaning charging and follow through. When people are interested in a case and follow up with the prosecutors, it helps to put pressure in the right place.

The Commander and Captain were asked what is the best way for citizens to submit tips to the police. Do we call 911? Or send a text? There's no followup. Does that take longer than 911 and OUC? What is the guidance or preference? Commander Hall said it depends on the seriousness. It is important to call 911 if something is serious. 50411 is the text tip line. It's for

people who don't feel comfortable calling. When they get a tip, they will act on it, and they get dispatched out. It is also important to give as much description as possible. Exact description with a callback name and number is better. Leave your name. That helps the most. Give very detailed descriptions. Descriptions of guns, drugs being stashed, what people are wearing. These are things that are helpful to build the case. He noted that text tips are anonymous, so there isn't follow up.

The Commander and Captain were asked about how they are using social media in their investigations. Captain Harding responded that they do have a social media aspect, but declined to give details because they don't want to give away their methods.

Commissioner Sobelsohn asked again about staffing and how it is comparing to before the drop. Commander Hall acknowledged it is a significant decrease. He noted that 17 new officers will be coming out of the next class graduating this Friday.

Commissioner Sobelsohn also asked whether the Commander could recommend more legislation? What would be the next step? Are there things for which the ANC can advocate? Commander Hall acknowledged that is a difficult question. He indicated the things they always need more of such as more of a budget. Vehicles and building maintenance, health of officers, recruiting, and equipment all cost money. And, strengthening laws is helpful, but he did not provide more detail.

Commissioner Sobelsohn asked more specifically about what can be done about people stealing packages from people's porches. What can we do about this? What can the people who have cameras do with the images? Captain Harding responded that there is a team working on this problem. He urged that people keep sending the videos to the police since images from different thefts can help them link together the same person committing crime. The same for retail theft. He also noted that even if people don't want to call 911 for a "porch pirate," they should still give the police the footage by text or calling the command center at 202-727-9099. When asked if they monitor NextDoor (neighborhood social media site), Captain Harding indicated they only use the platform to send content out. Commander Hall added that if you see people posting incidents or images on Next Door, to tell them to contact the police. Also if you notice patterns, tell the police. Porch theft and retail theft are things they are focusing on.

Commander Hall also talked about presence and bike officers in the district. He established and reinforced two bike units. One patrols the H street corridor in the evenings. They had them in the ANC 6B area, but they have to look at how many officers are in different places, so they shift them around. Every sector has developed a mountain bike plan. When there is manpower and resources, they will have people out on mountain bikes. In every part of the district, you should see mountain bikes.

Commander Hall was asked about problems with OUC and whether there is anything that can be done from MPD, such as data collection by MPD on missed opportunities or problems with dispatch, to help address problems or make improvements with OUC. Commander Hall is not aware of any data collection like this, but indicated MPD has a liaison. It is another area where the mayor and council have tried to make improvements, but it is a challenging job. He thinks it is getting better.

Commissioner D'Andrea noted that MPD is not at the staffing they need now and asked whether there is any whole government approach that could help such as mental health staffing? Commander Hall talked about community ambassadors who are civilians who are trained to be

on the street, unarmed, without powers of arrest, but they will respond to a theft. They will begin the investigation, thereby freeing up officers. They also have core response teams. These teams work with the Department of Behavioral Health to have mental health officers to ride along with officers in case there is a call with a mental health aspect. They operate out of the 1st District.

Ann Keep praised the Commander and Captain, indicating that the neighborhood walks have been terrific. Lincoln Park listserv people recommended that people come to the walk and get to know the police. She noted that criminal justice is so difficult, but that we need to emphasize that there is government responsibility, but also people's responsibility.

### **III. Agenda Item #3; Availability of Youth Services with guest speakers Shakitha Leavy, Kimberley Pinkney, and Julia Irving from the Office of Neighborhood Safety and Engagement**

Chair Matsumoto introduced the guests from Office of Neighborhood Safety and Engagement, indicating that in the prior meeting, the committee discussed pulling together resources and several residents had asked about youth/family services for the community. Kimberley Pinkney, Community Outreach Program Specialist, first talked about ONSE and what their office does.

The office was formed as a result of the NEAR Act to address gun violence, to come up with some strategies to address gun violence from a public health perspective. She presented about several programs. The Pathways program gives men ages 18 to 35 the ability to self-correct. Another program with three phases: workforce development phase where they are introduced to wellness and entrepreneurship, vital records, transportation. Many of the people in this program are reentering society. DOES, DBH support them as well. There is wellness support for mental health. There is also subsidized employment, transitioning to unsubsidized employment. ONSE follows them for 13 months afterward.

Other programs: Family Support Survivor Program which provides support to victims of crime: financial, wellness, relocation. There is also a program, the ONSE Leadership Academy, started at Anacostia HS, looking for young people who have the potential to be high risk and involved in crime. The program is now operating in 6 schools. They are now also looking at feeder middle schools. Since the ages of people committing crimes is getting younger, they have moved to middle schools.

The People of Promise program does case management around people who have been newly released from incarceration to our communities. They have 26 communities of focus. People of Promise helps people who live in these communities and need resources to ensure that they do not become a recidivist. The data says that if you are in school and working, you are less likely to commit a crime. There is an outreach portion of violence intervention. The focus is on indigenous citizens of the city in the communities who know people who commit crime or might have been victims. Using trained credible violence interrupters, the goal is to keep the peace among people who might respond in violent ways.

Our ANC 6B community is a not a community of focus for ONSE programs because the level of violent activity does not meet their threshold (a good thing), but they do support Potomac Gardens through a food distribution program. Food insecurity is a big issue. The next closest community is Trinidad.

Ms. Pinkney and Julia Irving spoke more about the Pathways program, which is a referral program, understanding that people who are living in a community where they hear gunshots 4 times per week, or see homicides 4 times per year. Other entities in the district can help individuals as well if they aren't eligible for these programs.

They were asked about the violence experienced at Digital Pioneers and what we can do as a community to help kids affected by that trauma, so they don't carry it forward. What can we do to support our community?

Ms. Irving indicated that Digital Pioneers is definitely on their radar and that they specifically look at feeder schools for our communities of promise. Digital Pioneers did experience a lot of trauma this year. Teams were deployed there to make sure that the principal, staff, and students were connected to supportive services. Each time there was violence, the crisis response team was deployed. Many of these students live in the communities, so they still get support at home. Things the community can do: advocacy for food, employment. Advocate for people to hire people from the program. In their experience, when there were people who got jobs, then the gunshots stopped.

They were asked to talk more about food services, where it comes from. What's the quality of food that you deliver, and how can we enable that? Ms. Pinkney noted that they partner with DC Central Kitchen and they service Potomac Gardens on Mondays. Mr. Murphy at Potomac Gardens is the contact for food. He is the senior resident counselor. They deliver to the 1229 G St address every Monday in the community room. Food quality has gotten better. The goal is to empower communities by referring them to resources. After that has been done, they step back, but they haven't been able to find anyone in Potomac Gardens who can get the food. The goal is to strengthen the relationship between Potomac Gardens and DC Central Kitchen. Picking the food up might be a way to help and engage the community. She also noted that there are more healthy options now. Knowing the relationship between food insecurity and violence, it would be good if everyone could be involved in the food distribution.

They were also asked how can we stay connected or provide support (e.g. food, pathways program, etc.) for the kids in our neighborhood? Ms. Irving spoke about the Breadcoin program. It is a food token that officers can distribute out into the community. It's done in other districts of the city, but not here. Providing with a bread coin might help. Obviously, advocacy for food, housing, and employment are all important, but also, when there is a hearing before the city council, they want to hear feedback.

Commissioner D'Andrea asked if they have any estimate of how many people they are affecting and could effect? Are they bumping up against constraints? Ms. Irving indicated they are always looking for affected communities and other communities come on the radar while they may wean other communities off. However in communities with the highest rate of ongoing violence, the highest issue is housing. Trying to find housing for people to move them outside of communities with stress and pressure of violence. But the challenge there is identifying long-term employment that will allow them to keep paying rent.

Finally, they spoke about teaching entrepreneurship, their art initiative, Art for Change. There will be some participating in Art All Night. They will also be selling jewelry they have made at Eastern Market.



The Committee was very appreciative of the work of our guests and the programs they presented.

#### **IV. Adjournment:**

The meeting was adjourned at 8:24 PM. The next meeting is April 24, 2024.



## **Report of the ANC6B Public Safety Committee Meeting**

**April 24, 2024, 6:30 – 8:00p.m.**

### **Commissioners Present:**

Edward Ryder, ANC Chair (6B08), David Sobelsohn (6B03); Frank D'Andrea (6B04)

### **Resident Members Present:**

Lisa Matsumoto, Chair; Ann Keep; Michelle Strizever, Eric Miller, Frank Boudra, Chuck Schmoyer, Elliot Mamet, John Schwab, Jody Kent Lavy,

### **I. Agenda Item #1; Introductions**

Introductions of Commissioners and resident members.

### **II. Agenda Item #2; United States Attorney for D.C., Matthew Graves**

USA Matthew Graves was introduced. Referencing his slides, he first discussed the violent crime landscape, providing current statistics on violent crime. According to his presented statistics, most violent crime was down compared to the same period last year. He was optimistic, but acknowledged we are only a third of the way through the year.

He said that prosecution is a necessary ingredient to public safety, it can influence the numbers, but it cannot control the numbers. He indicated that more is needed, so he looks at what his office can do to have an impact. First, he wants to proactively building federal cases to impact gun violence – federal drug and gun cases. Second, aggressively prosecute, as much as facts permit, those carrying illegal firearms with committing crime of violence. He doesn't see a distinction between a person who chooses to carry an illegal firearm from a person who commits actual acts of violence. This person has made a decision to break the law by carrying the illegal firearm and has exhibited a willingness to use this illegal firearm. He noted they are seeing more cases where firearms are used in petty disputes. Third, he wants to identify persons who are drivers of gun violence when they are arrested and aggressively prosecute them.

Resident Member (RM) Kent Lavy asked a question regarding the statistics from the previous slide and how they compare with national trends. USA Graves acknowledged that DC was an outlier in 2023 where our violent crime went up when it was going down nationally. There was an unprecedented spike in violent crime categories. He remarked that

although numbers are coming down, the community doesn't feel it because the numbers had spiraled so high in these categories.

USA Graves then went through some examples of proactive investigations. He highlighted an increase of 58% increase in federal prosecutions. Regarding cases in Superior Court, he wanted to provide context. The USAO hired a data scientist in early 2023 to pull and analyze data from Superior Court cases, from the outdated case management system (getting new system next year). The year-end snapshot showed they charged 7400 case in Superior Court alone. With federal cases, that is nearly 8000 cases charged. This is more than 1% of the population. He submits this shows they are charging the right people. RM Schmoyer asked, this is out of how many cases that were brought into the USAO? USA Graves responded that for fiscal year 2023, it was 44% of arrests. They are now charging approximately 60% of arrests. He noted this increase is partially because of the change in status of Department of Forensic Sciences accreditation.

RM Miller asked if USA Graves could you get in more detail about what other things, other than crime lab, have impacted papering rate. USA Graves noted the crime lab was a large part of the change. For context he discussed the history of issues with the lab. He said that DNA is critical in bringing many violent crime cases, but they had a difficult time finding replacement labs. The lack of accreditation also severely limited their ability to have drugs analyzed. They tried to engage the DEA, which formerly provided this analysis and expertise for the District, but they no longer had resources to take on all DC cases. The USAO was able to broker a deal for them to analyze drugs for felony drug cases. He said when one looks at the office historically, the charging rate has been 60 – 70% and said the rate has always historically been low because of mandatory arrests in domestic violence cases, which are often not charged. Following up on earlier an earlier question regarding whether the crime lab situation is stable, USA Graves responded that it is better. They have gotten accreditation back in drug and DNA analysis. The USAO will be sponsoring analysts to get admitted as experts in drug cases, probably beginning in the next month.

Commissioner Sobelsohn asked for more context regarding the impact of domestic violence cases on the overall low charging rate. How many of uncharged cases are domestic violence cases. USA Graves said he did not have those numbers. Commissioner Sobelsohn also asked, of the 8000 charged cases, how many are DC residents? USA Graves did not have those numbers. Commissioner Sobelsohn emphasized how helpful this additional context would be to understanding the impact on the charging rate and the impact of outside offenders on the District.

Regarding the omnibus legislation from last summer, USA Graves noted they are working with the DC Criminal Justice Coordinating Council to collect statistics. In cases involving crimes of violence, the USAO charged 88% of adult violent gun crime cases and 100% of homicides are charged. He also gave an overview of case outcomes as well as an overview of how gun possession cases are charged and the challenges of attaching firearms to specific individuals.

He then discussed efforts to target firearms and gain "firearm intelligence." In particular, he discussed Project Safe Neighborhoods, sweeping in people who are arrested for other offenses and firearms are recovered. Community members asked about the flow of guns into DC and where they are coming from? USA Graves indicated most are coming up the I-95 corridor, and there are also straw buyers, and further, there is an increase in untraceable (ghost) guns.

He then discussed outcomes for firearms charges. Very few persons who are charged with carrying a pistol without a license (CPWL) are sentenced to more than probation. When they are, it is because there is another, more serious charge. He said this has been frustrating for the USAO and has an impact on the perception that there are no consequences. He is of the opinion that possessory gun offenses are violent offenses and should be treated as such.

Beginning a discussion about legislation, he noted that Secure DC filled some gaps, but there is some legislation that the USAO would like to see amended. First he discussed proposed changes to the Youth Rehabilitation Act. They would first like to limit availability of the YRA to one time per individual, and they would also like to see carjacking removed as an offense for which the YRA applies. He was asked by RM Kent Lavy whether there is data which shows that this change to the YRA regarding carjacking will deter recidivism? USA Graves said the accountability and length of sentence would address data which shows that the individual will age out of crime and it would send a deterrent message to youth carjackers. RM Kent Lavy and others asked for more clarification and data supporting that the proposed YRA amendment would have a deterrent effect. USA Graves said that it is primarily anecdotal. He indicated that the word is out among youth that they will have access to the benefits of the YRA and this increases a sense of impunity. He didn't have any specific data. He stated he wants more consistency with regard to sentencing on carjacking charges and more prosecutorial discretion because sentencing is inconsistent and subjective dependent upon which judge the case comes before. He emphasized the number of cases in which individuals have multiple carjacking cases is indicative that there is a sense of impunity. Several community members spoke and were skeptical that this amendment to the YRA would have a positive impact or any deterrent effect.

He next discussed proposed amendments to DC's Second Chance Act (IRAA). He said he supports the act but wants "common sense reform." He discussed the inconsistency in application of this law because of limitations in information that can be considered by the courts. He first wants to require courts to consider the remorse of the petitioner and noted that the hearings retraumatize victims and victim families. Second, he doesn't want sentences served in other jurisdictions to be credited under the Act. Third, and to address the greatest concern to the USAO, is to limit the ability of persons to use the Act to reduce supervision/parole.

Several members of the community spoke in response to USA Graves proposals. Some who spoke have benefitted from this specific Act and are now working in the community to make positive change. They challenged whether these changes would have an impact on deterrence and whether these amendments would actually do more damage than good. They discussed the hardships they experience, when they have already served their sentences and are trying to give back to the community. They emphasized that they have now taken on roles working in the community to help to prevent crime and prevent youth involvement in criminal activity. Also, RM Kent Lavy responded to the point concerning limitations on what information the judges can consider. She noted that there is nothing in the law that precludes the judge from considering the underlying facts and the level of remorse of the petitioner, and further emphasized that there are many examples of courts considering those factors and denying the petitioner's request under this law.

Several community members made the point that the effort by the USAO to reform this law is misplaced in the current public safety environment and state of gun violence in this city.

There is no evidence or data that shows that these reforms will have any positive impact on current violence in the city. USA Graves said the USAO is supportive of these laws, but they believe there need to be these common sense reforms. He has the view that these reforms are an essential response to change the myth that there are no consequences. However, his evidence is only anecdotal that he is hearing this from defendants. Several community members asked why there aren't resources being put toward stemming the flow of guns into the District and implementing a strategic, evidence-based response to violence prevention.

The meeting was running extremely long, so Chair Matsumoto unsuccessfully tried to conclude the meeting with a final question regarding what preventive efforts or initiatives the USAO is engaged in, particularly related to firearms? USA Graves emphasized the role of the USAO as a prosecutor and working in their lane. He said that they have a robust external affairs office doing outreach to other organizations providing services. He returned to the issue of trying to "bust the myth" among youth that there are no consequences. He did not discuss any initiatives or prevention efforts of the office.

Chair Matsumoto allowed two additional questions. Commissioner Sobelsohn asked about Councilmember Charles Allen's criticism that officers aren't hearing back from the USAO why certain cases aren't charged. USA Graves indicated it is because of the number of officers on a case. There is follow up with the lead officer, but it may not be communicated to the rest of the officers involved in the case.

RM Schmoyer asked about monthly reporting on the status of cases. USA Graves indicated they cannot do this at this point with the current case management system, but his staff indicated that there is a monthly court report. USA Graves noted that the community will not get information about failures in specific cases, but there is some information available in the outcome statistics such as percentage dropped because of insufficient evidence.

### **III. Adjournment:**

The meeting was adjourned at 8:50 PM. The next meeting is May 20, 2024.



**ANC 6B May 2024 Treasurer's Report**  
**Submitted by Frank Avery, Commissioner 6B01 and 2024 Treasurer, ANC 6B**  
**Submitted May 13<sup>th</sup>, 2024 for the May 14<sup>th</sup>, 2024 Commission Meeting**

**Item #1: Monthly Financials – No action required.**

For **April 2024**, the ANC's opening balance \$59,880.87. The ANC closed the month with a balance of \$64,657.90. The change in net position for the ANC was an **increase of \$4777.03**. The expenditures and income were as follows:

**Debit Card**

- **April 2, 2024 - \$2.02 – Amazon Web Services:** The ANC pays a monthly utilization fee for website hosting via Amazon Web Services (AWS).
- **April 22, 2024 - \$11.84 – United States Postal Service:** The ANC paid for postage and mailing supplies for payments to vendors.

**Checks**

*Cleared Since Last Report*

- **Check #4893 - \$375 – 700 Penn:** This check was issued to pay for meeting space for the ANC's hybrid February 13 general commission meeting.
- **Check #4894 - \$541.52 – Tori Collins:** The ANC contracts with Tori Collins for administrative support services. This check covers time for February 2024 and March 2024. Moving forward, Ms. Collins will be paid with two weeks following each month of service.
- **Check #4985 - \$375 – 700 Penn:** This check was issued to pay for meeting space for the ANC's hybrid March general commission meeting.
- **Check #4986 - \$225 – 700 Penn:** This check was issued to pay for meeting space for the ANC's hybrid March Public Safety Committee meeting.
- **Check #4987 - \$4 – 700 Penn:** The ANC pays \$1 in annual rent to 700 Penn as part of its MOA / Community Benefits Agreement. The ANC was provided a statement balance showing it had not been paid since 2020. This check trues up the ANC's statement balance for rent for 2021, 2022, 2023, and 2024.

**Deposits**

- **April 23, 2024 - \$256.25 – The Yards:** The ANC received a refund for The Yard's erroneous charge for meeting space in fall 2023.
- **April 30, 2024 - \$6055.16 – District of Columbia Government:** The ANC received its quarterly allotment of formula funds from the DC Treasury.
- **April 30, 2024 - \$2.46 – National Capital Bank (Interest):** The ANC received its monthly interest payment from its bank.

*No other deposits were received in April 2024.*



### **Additional Updates from the Treasurer**

#### *Quarterly Financial Report – Approval Required if Received from OANC In-Time*

The Treasurer will provide the FY24 Second Quarter (Q2) Quarterly Financial Report (QFR) for acceptance by the Commission as soon as possible. Due to an on-going technical error with the Office of ANCs' new financial reporting portal, the Quarterly Financial Report is not accurately calculating the ANC's carryover. OANC is aware and assisting. OANC advised the Treasurer it will generate the correct QFR prior to the ANC's May meeting.

#### *Zoom License Costs*

OANC has advised the ANC that it has established a District-wide Zoom account for use by the ANCs. Each ANC can access one license. The Chair and Treasurer are coordinating with OANC to determine how to transition and sunset some of the ANC's costs for its Zoom license.

**There are no further updates at this time.**

For any questions regarding the contents of this report, please contact Commissioner Frank Avery, 2024 Treasurer for ANC 6B, at [6B01@anc.dc.gov](mailto:6B01@anc.dc.gov).

## ANC 6B Quarterly Financial Report FY24 Q2

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<b>Balance Forward (Checking)</b>	\$61,894.64
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**Receipt**

Allotment	\$0.00
Interest	\$7.62
Deposit Other	\$0.00
Transfer from Savings	\$0.00

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<b>Total Receipts</b>	\$7.62
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<b>Total Funds Available During Quarter</b>	\$61,902.26
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**Disbursement**

1. Personnel	\$0.00
2. Direct Office	\$70.79
3. Communications	\$1,696.54
4. Office Supply	\$579.06
5. Grants	\$0.00
6. Local Transportation	\$0.00
7. POServ	\$0.00
8. Bank Fees	\$0.00
9. Other	\$50.00
T-O. Transfer to Savings	\$0.00

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<b>Total Disbursements</b>	\$2,396.39
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<b>Ending Balance: Checking</b>	\$59,505.87
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Approval Date by Commission: \_\_\_\_\_

Treasurer: \_\_\_\_\_ Chairperson: \_\_\_\_\_

Secretary Certification: \_\_\_\_\_ Date: \_\_\_\_\_

*I hereby certify that the above noted quarterly financial report has been approved by a majority of Commissioners during a public meeting when there existed a quorum.*