



ADVISORY NEIGHBORHOOD COMMISSION 6B

ANC 6B EXECUTIVE COMMITTEE MEETING

April 14, 2021 at 7:00 p.m.

Virtual Meeting via WebEx

Meeting Information:

Event address for

attendees: <https://dcnet.webex.com/dcnet/onstage/g.php?MTID=eba6f3b39dca0a8637d71837d27255aa9>

Event number: 160 656 1566

Event password: 3MmpBQfGu85

Video Address: 1606561566@dcnet.webex.com

You can also dial 173.243.2.68 and enter your meeting number.

Audio conference:

To receive a call back, provide your phone number when you join the event, or call the number below and enter the access code.

Call-in toll number (US/Canada)

1-650-479-3208

Show all global call-in numbers

Access code: 160 656 1566

AGENDA

1. Introduction
2. Adoption of Agenda
3. Consent Agenda
 1. April Minutes
 2. Alcoholic Beverage Control Committee
 1. ABRA-117731: SA Franchise, LLC t/a Extreme Pizza, 520 8th ST SE: Renewal Class C Tavern License: Applicant: SA Franchise, LLC; Contact info tbd; Petition Deadline: 05/17/21 [6B04]
 2. Safeway, 415 14TH ST SE: Class A / Retail - Liquor Store: Applicant: NAI SATURN EASTERN LLC; Petition Deadline: May 24th, 2021 [6B06]
 3. Planning and Zoning Committee
 1. HPA 21-320: 360 7th St SE: The Eastern Wine Bar: Concept: add metal pergola structure at sidewalk; Applicant: Efrat Tamary, etamary@gmail.com; Hearing Date: 5/27/2021 or 6/3/2021 [6B02]
Plans: <https://app.box.com/s/nc7ja1gycbbcl0rx5g68w429pj8cz7gv>
 2. HPA 21-253: 420 11th Street SE; Rear addition and change in front façade from stucco to wood siding; Owner: Esther and Michael Konrad; Architect: Vaclav Malek, malekmadearchitecture@gmail.com; Hearing Date: 5/27/2021 or 6/3/2021 [6B04]

Plans: <https://app.box.com/s/dhn9muwq7e6fqor5v5v40hn1w7yanfma/folder/133970224538>

3. BZA 20461: 1525 K St SE; Special Exception to construct a rear, one-story addition with roof deck, to an existing, three-story, attached, principal dwelling unit in the RA-2 Zone (Square 1079 Lot 0039); Applicant: Alvaro Vasquez and Meredith Hutchinson; Architect: Michael Fowler, mike@fowler-architects.com; Hearing Date: 05/19/21 6/16/21 [6B06]
4. Transportation Committee
4. Presentations
5. Community & Commission Announcements & Speak Out
6. Alcoholic Beverage Control Committee
 1. ABRA-117582: Mendelson 301, LLC, t/a Santa Rose Taqueria, 301 Penn Ave SE; Request to transfer Class "C" Restaurant license from 301 Penn Ave SE to 313-315 Penn Ave SE; Applicant: contact info tbd; Petition Deadline: 05/24/21 [6B01]
 2. New Congressional Liquor, 404 1st St. SE: Class A / Retail - Liquor Store: Applicant: TBA; Petition Deadline: June 1st, 2021 [6B01]
 3. ABRA-100211: Capitol Hill Wine & Spirits, 323 PENNSYLVANIA AVE SE: Class A / Retail - Liquor Store: Applicant: K & W Legacy, LLC; Petition Deadline: May 24th, 2021 [6B01]
 4. ABC Report
7. Planning and Zoning Committee
 1. HPA 21-262: 313 9th Street SE; Second story addition to existing two-bay garage; Owner: Kitty Kaupp; Architect: Jennifer Fowler, jennifer@fowler-architects.com [6B05] Plans: <https://app.box.com/s/dhn9muwq7e6fqor5v5v40hn1w7yanfma/folder/133970334107>
 2. P&Z Report
8. Transportation Committee
 1. PA Avenue Streetlights Project - Update on Traffic Signals – *tentative*
9. Hill East Task Force
10. Livable Community Task Force
11. Eastern Market Community Advisory Committee
 1. EMCAC Report
12. Capitol Hill Business Interest Working Group (*formerly Barracks Row Working Group*)
 1. CHBIWG Report
13. Financial
 1. Treasurer's Report
 2. FY21 Quarter 2 Report
14. ANC 6B Administrative Matters
15. ANC 6B Input on Other Concerns
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, or visit ANC 6B's website: www.anc6b.org.

The ANC 6B Executive Committee will meet on May 25 at 7:00 PM to set the June 2021 agenda. This meeting will be a Webex virtual meeting. Meeting link TBA.



ADVISORY NEIGHBORHOOD COMMISSION 6B
Minutes of Regular Meeting
for
April 14, 2021

1. Welcome and Introductions.

Chairman Ready convened the Commission at 7:07. Forty-six persons were attending, including nine of the 10 ANC6B Commissioners: Jennifer Samolyk (6B01); Jerry Sroufe, Secretary (6B02); Brian Ready, Chair (6B03); Kirsten Oldenburg, Parliamentarian (6B04); Steve Holzman (6B05); Corey Holman, Treasurer (6B06); Edward Ryder (6B07); Peter Wright (6B08); Alison Horn (6B09).

2. Approval of Agenda.

The Agenda was approved unanimously.

3. Approval of Consent Agenda.

The Consent Agenda, with one modification, was approved unanimously (Wright/Horn). One item, removed for further discussion at the request of Commissioner Wright, was BZA 20445: 106 13th Street SE. Items included on the Consent Agenda were the Minutes of the April 14 monthly meeting of ANC6B along with 2 items from the Planning and Zoning Committee: (1) HPA 21-266 (508 Seward Square); (2) HPA 21-261 (232 5th Street, SE). The Consent Agenda also included a recommendation from the P&Z Committee for continued support for a text amendment to add Inclusionary Zoning Requirements to the NC-6 Zone (Lower Barracks Row), pending review of modifications anticipated in the near future.

4. Presentations.

Emily Tatro, deputy director, and Casey Anderson, policy analyst at the Council for Court Excellence, provided an overview of the "Jails and Justice" report of the 26 member DC Task Force on justice reform appointed in 2019. Before discussing the committee's recommendations, they reviewed some disappointing facts: one in 22 residents have experienced incarceration; two thirds of those incarcerated have identifiable mental illness. The CCE is now advocating for adoption of a 10 year plan, including a new DC jail, that will reduce incarceration by one-third. They report that it currently costs \$241 per day, \$88,000 annually, for each incarcerated prisoner. The plan proposes reducing the budget of the MPD and redistribution of funds for increased use of behavioral response teams. CM Charles Allen is the only member of the DC Council on the committee. Presentation slides will be distributed to Commissioners.

5. Commissioner and Community Speak-Out.

Commissioner Samolyk called attention to a virtual tour of Garfield Park April 20 from 7:00 to 9:00 that would focus on DC's P and R agency's plans for substantial renovation. Commissioner Horn noted a community meeting to focus on Spielberg Park (Steven!) at 6:30 on Monday (additional information in the Hill Rag). Resident Member Jayaraman invited commissioners and guests to participate in a community meeting at 5:30 Saturday focusing on issues on 14th and 15th streets. Commissioner Ready reported that his second "Conversation with the Chair" was scheduled for Tuesday, April 20, 7:00 PM and invited Commissioners to join in answering questions from the community.

6. ABC Committee Topics

Select Whiskey is seeking approval for both a Class A Internet sales license and a stipulated agreement (ABRA 117401). A Settlement Agreement has been provided that restricts hours to parallel those of traditional retail establishments (sales from 9:00 am to 11:00 pm weekdays; 9:00 to 12:00 on Friday and Saturday. The SA was approved unanimously (Sroufe/Ready). The stipulated license provides that they can begin providing service immediately. It was approved unanimously (Sroufe/Ready).

The Ugly Mug seeks modifications to permit sports wagering and games of skill. Both requests were recommended for passage by the ABC Committee and were approved unanimously. (ABRA 071793).7.

7. Planning and Zoning Committee.

Chairman Holman moved to open the agenda in order to add a request that had been missed inadvertently; the motion to reopen the agenda was approved unanimously. Commissioner Holman also indicated that HPA 21-262 (313 9th SE) would not be heard as the owner and architect requested a delay of one month.

BZA 18238 (415 A SE) which had been reviewed previously was approved unanimously (Holman/Horn).

HPA 21-256 (602 E) was discussed and approved unanimously (Ready/Holman).

HPA 21-253 (420 11th SE) could not be considered as no representative appeared. Following the recommendation of Commissioner Oldenburg, the ANC determined, without objection, to seek a one month delay and to notify HPRB of this situation.

BZA 20445 (106 13th) sought a use variance to expand an existing restaurant, not currently in use. It was removed from the Consent Agenda because of community opposition that had surfaced since its approval was recommended by the P&Z Committee. The Commission heard concerns of a neighbor about inadequate parking in the area for a restaurant of the size being proposed, and heard from the architect and owner. Following discussion Commissioner Wright moved that the Committee recommendation stand. The motion was approved 8-0 with one abstention.

8. Transportation Committee.

The TC presented a revised version of a letter expressing its dissatisfaction with the safety provisions of the I-265 Ramp Study prepared by DDOT. Following discussion it was moved to send the letter expressing concern and opposition to DDOT leadership, CM Allen, and appropriate staff. The motion was approved unanimously (Holman/Oldenburg).

Committee chair Oldenburg presented a draft letter urging the Mayor to have the city resume enforcement of parking regulations that had been discontinued during the Pandemic. Following discussion and modification a motion to send the letter was approved unanimously (Oldenburg/Sroufe). The Committee report provided with the agenda materials was noted but not read.

9. Hill East Task Force.

No report in the absence of the Chair.

10. Livable Community Task Force.

Task Force chair Holtzman reported on efforts to have the Board of Elections identify 6B02 voters qualified, by age, to receive vaccinations for the Coronavirus. He indicated that the information had just been received and would be shared with other Commissioners to assist them in encouraging eligible residents in the SMDs to obtain vaccinations.

11. Capitol Hill Business Improvement Task Force.

Task Force Chair Ready reported that there was beginning to be competition among streateries for curb space outdoors since the weather had improved. He said this would be one of the topics taken up at the forthcoming meeting on April 21 at 6:00. All commissioners are invited to participate in the meetings of the task force.

12. EMCAC Report.

Commissioner Sroufe stated that there was nothing significant to report since last month.

13. Financial Report.

Commissioner Holman stated that the Quarterly Financial Report would be deferred until the May meeting because of some erroneous data transfers made inadvertently by the OANC. He noted that legal fees had been received for costs associated with the Handle 19 protest and that they were in keeping with the stipulated maximum expenditure. All exhibits and documentation developed in preparation for the protest have been provided to Chair Ready and the ANC.

14. ANC6B Administrative Matters.

(a) Commissioner Holman led a discussion of website hosting options and recommended that the ANC shift to Word Press to achieve ease of operations and greater flexibility. He will meet with Barbara and interested Commissioners in the near future to further explore this option.

(b) Commissioner Holman had just received word that Congressional Aviation was no longer seeking to move its heliport to Water Street, SE. He had prepared a letter calling on the District government to provide leadership in finding a suitable site for this valuable service. A motion to send the letter was approved unanimously (Holman/Oldenburger).

15. Adjournment.

At 9:55 Commissioner Oldenburger asked for unanimous approval to adjourn the ANC6B Commission until May 11, 2021.



**ADVISORY NEIGHBORHOOD COMMISSION 6B
ALCOHOL BEVERAGE CONTROL COMMITTEE MEETING**

May 6th, 2021, 7:00 p.m.

Commissioners Present: *Ready, Oldenburg, Horn, Holman and Sroufe*

Resident Members Present: Chander Jayaraman, Janice Kruger and Ryan Fochler

****Note:** A few members of the committee arrived late to this meeting.

- a) **ABRA-103161:** New Congressional Liquor, 404 1st St. SE: Class A / Retail - Liquor Store: **Applicant: TBA; Petition Deadline:** June 1st, 2021 [6B01]
 - i) **HOURS OF OPERATION AND ALCOHOLIC BEVERAGE SALES** Sunday through Saturday 8:00am – 12:00am
 - ii) **Applicant was not present:** Establishment was not present at the committee meeting. The committee has pushed this case to be heard before the full ANC on May 11th.

- b) **ABRA-100211:** Capitol Hill Wine & Spirits, 323 PENNSYLVANIA AVE SE: Class A / Retail - Liquor Store: **Applicant: K & W Legacy, LLC; Petition Deadline:** May 24th, 2021 [6B01]
 - i) **HOURS OF OPERATION AND ALCOHOLIC BEVERAGE SALES** Sunday through Saturday 10:00am – 10:00pm
 - ii) **Applicant was not present:** Establishment was not present at the committee meeting. The committee has pushed this case to be heard before the full ANC on May 11th.

- c) **ABRA-097707:** Safeway, 415 14TH ST SE: Class A / Retail - Liquor Store: **Applicant:** NAI SATURN EASTERN LLC; **Petition Deadline:** May 24th, 2021 [6B06]
 - i) **Hours of Operation shall be as follows:**
 - (1) Sunday through Saturday: 5:00 a.m. – 12:00 Midnight
 - ii) **Hours of Sale of alcohol shall be as follows:**
 - (1) Sunday through Thursday 7:00 a.m. – 10:00 p.m.
 - (2) Friday and Saturday: 7:00 a.m. – 11:00 p.m.
 - iii) **Background:** We heard this case earlier on Sept 3rd, 2020. At the committee meeting we recommend that the ANC approve the renewal of the Class “A” Retail license

pending the receipt of a signed settlement agreement amended by the committee to include the reduction of the hours of sales of alcohol and noise mitigation. The applicant was not present at this committee meeting, but the SMD Commissioner Cory Holman has no problems with the applicant. Also, there was no need to make any changes to their settlement agreement currently.

iv) **Motion:** Recommend that the Commissioner support the renewal application of Safeway with no changes to their settlement agreement and place on the consent agenda. **(Holman/Horn) 6-0-0 Passed**

d) **ABRA-117731:** SA Franchise, LLC t/a Extreme Pizza 520 8TH ST SE, WASHINGTON, DC 20003: Class C Tavern License: **Applicant: SA Franchise, LLC; Petition Deadline:** May 17th, 2021 **[6B04]**

i) **HOURS OF OPERATION AND HOURS OF ALCOHOLIC BEVERAGE**

SALES: Sunday 10am-2:00am, Monday through Thursday 8:00am – 2:00am, Friday and Saturday 8:00am – 3am

ii) **HOURS OF OPERATION FOR SIDEWALK CAFÉ** Sunday 10am – 11:00pm, and Monday through Thursday 8:00am – 11:00pm, Friday and Saturday 8:00am – 1:00am

iii) **HOURS OF ALCOHOLIC BEVERAGE SALES, SERVICE, AND CONSUMPTION FOR SIDEWALK CAFÉ** Sunday 10am – 11:00pm, and Monday through Thursday 8:00am – 11:00pm, Friday and Saturday 8:00am – 1:00am

iv) **Background:** Extreme Pizza is franchise pizza location focusing on pickup and delivery of food. The owner also operates Bombay Street Food 2. Extreme Pizza have taken over the space that Orchid occupied previously. Orchid's settlement agreement has significant restrictions on their hours of operation, sales of alcohol and a provision that maintains 30% food sales to total sales. The applicant was not present at this committee meeting, but the SMD Commissioner Kirsten Oldenburg informed the committee that the applicant would accept the settlement agreement that Orchid had with no changes.

v) **Motion:** Recommend that the Commission support the renewal application of Extreme pizza with the updated settlement agreement and place on the consent agenda. **Oldenburg/Sroufe 6-0-0 Passed**

2. **ABRA Substantial Change Application:**

1. **ABRA-117582:** Mendelsohn 301, LLC t/a Santa Rosa Taqueria 301 Pennsylvania Avenue, S.E. WASHINGTON, DC 20003: Class "C" Restaurant License: **Applicant:** Mendelsohn 301, LLC: Jeffrey Jackson: (202) 251-1566; Petition Deadline: May 24, 2021 **[6B01]**

- a. **NATURE OF SUBSTANTIAL CHANGE:** Applicant requests to transfer license from 313-315 Pennsylvania Avenue, S.E. to a new location at 301 Pennsylvania Avenue, S.E. Licensee is a Class “C” Restaurant with a Total Occupancy Load of 120 and a Sidewalk Café.
- b. **APPROVED HOURS OF OPERATION AND ALCOHOLIC BEVERAGE SALES, SERVICE AND CONSUMPTION:** Sunday 11am – 12am, Monday through Thursday 11am – 2am, Friday and Saturday 11am – 3am
- c. **APPROVED HOURS OF OPERATION AND ALCOHOLIC BEVERAGE SALES, SERVICE AND CONSUMPTION FOR SIDEWALK CAFÉ:** Sunday 9am – 10pm, Monday through Friday 11am – 10pm, Saturday 9am – 10p
- d. **Background:** The Mendelsohn group license has been protested by ANC 6B in 2017. The Alcoholic Beverage Control Board issued a order to address the issues raised by the community and the ANC. At this meeting, community members that live near this establishment did speak about how the Mendelsohn are not currently following this ABRA board order. There was no representative from the establishment at this meeting to start a conversation on the issues that community members have brought to the attention of the community. To address the current issues and to allow the establishment the opportunity to address these issues, Resident Member Jayaraman recommended the committee request a 30-day extension of the petition deadline.
- e. **Applicant was not present:** Establishment was not present at the committee meeting. The committee has pushed this case to be heard before the full ANC on May 11th
- f. **Motion:** Recommend that the Commission send a letter to the Applicant and the ABC Board requesting a 30-day extension of the petition deadline. If the Applicant does not agree or if the board does not approve the extension request, ANC 6B protests the Substantial Change application based on an adverse impact of the establishment on peace, order, and quiet. **Jayaraman/Fochler 8-0-0 Passed**



ADVISORY NEIGHBORHOOD COMMISSION 6B PLANNING AND ZONING COMMITTEE
Virtual Meeting
May 4, 2021, 7:00 p.m.

1. HPA 21-320: 360 7th Street SE (The Eastern Wine Bar) [6B02]

Applicant's Representative: Efrat Tamary **Hearing Date:** May 27 or June 3

Project: Aluminum structure to enclose sidewalk café

The applicant and architect (Michelle Bove) presented plans to enclose the existing sidewalk café at The Eastern Wine Bar. The structure will be a kit structure from Kettal that will seek to be able to both have an open feel when the weather is nice but the ability to enclose the sidewalk café in the late fall/early spring to extend the amount of comfortable usable time for the patio. The committee ensured there would still be an 8 foot clearance between the limits of the structure and the adjacent treeboxes. The applicant noted the permit has been struggling to get through both DDOT and HPRB approvals so the committee voted to support the application at both if necessary (though the case may have been remove from the HPRB agenda already, we're seeking clarification from HPO)

Motion [Sourfe, Dierlam 2nd] to support on consent. Passes on voice vote with Resident Member Ryan in opposition

2. HPA 21-253: 420 11th Street SE [6B04]

Applicant/Owner: Esther and Michael Konrad **Architect:** Vaclav Malek **Hearing Date:** May 27 or June 3

Project: Rear two-story addition and adjustments to the front elevation to remove the existing stucco

The architect presented plans for a rear addition with by-right zoning but necessary HPRB review being adjacent to the alley as well as façade changes. The façade changes will remove the stucco and add siding to the front and side elevation. The existing façade is unable to be saved as the stucco was attached directly over the existing siding. The committee only had positive things to note for the design and noted the alley adjacent of the rear two-story addition was in context with the existing development on the alley. Neighbor letters of support in the record.

Motion [Oldenburg; Jarboe 2nd] Support on consent. Passes unanimously

3. BZA 20461: 1525 K Street SE [6B06]

Applicant: Alvaro Vasquez and Meredith Hutchinson **Architect:** Mike Fowler: **Hearing Date:** June 16

Project: Special Exception for (56.6% current, 60% by-right, 70% special exception, 70% proposed) to construct a rear, one-story addition with roof deck, to an existing, three-story, attached, principal dwelling unit in the RA-2 Zone.

Architect presented a plan for a rear one-story addition to an existing single family home in the RA-2 zone. The rear addition would consist of a small extension of the existing house with a ground-level sunroom to the rear. The committee believed the existing topography and privacy fence would have minimal impact on the existing neighbors who have provided a letter of support. The committee also notes in a RA-2 zone, the one-story addition would not unduly impact any neighbors.



Motion [Holman/Danks] Support on consent. Passes unanimously