

Government of the District of Columbia
ADVISORY NEIGHBORHOOD COMMISSION 3F
Van Ness • North Cleveland Park • Wakefield • Forest Hills

3F01 – David Dickinson
3F02 – Shirley Adelstein, Treasurer
3F03 – Naomi Rutenberg
3F04 – Deirdre Brown
3F05 – Andrea Molod, Secretary
3F06 – Vacant
3F07 – Patrick Jakopchek, Vice Chair



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Public Meeting – November 21, 2017

University of the District of Columbia
4200 Connecticut Ave. NW
Washington, DC 20008
Building 44, room A03

MINUTES

ANC 3F convened its regular public meeting on Tuesday, November 21, 2017 at the University of the District of Columbia, 4200 Connecticut Ave. NW, Washington DC 2008, Building 44, Room A03. The meeting was duly advertised and open to the public.

Copies of resolutions approved are available at www.anc3f.com, and the livestream recording of the meeting is available at <http://new.livestream.com/anc-3f>. Times listed in parentheses indicate the point in the recording at which that item is discussed. (NOTE: The meeting did not record properly this month.)

Commissioners Present: Dickinson
 Jakopchek
 Brown
 Molod

ITEM	VOTE	KEYWORDS
Commissioner Jakopchek made a motion to approve the amended regular agenda.	4-0-0	
Commissioner Molod made a motion to send the form to BZA with the approval of ANC3F for the zoning exception at 3629 Windom St. NW	4-0-0	
Commissioner Jakopchek made a motion to appoint himself to write a letter regarding Rock Creek Park Nature Center and present to the rest of the ANC3F Commissioners for approval.	4-0-0	
Commissioner Jakopchek made a motion for ANC3F to send a resolution to the Board Of Elections recognizing Bill Sittig as the winner of the special election, and the representative for ANC3F06.	4-0-0	

Commissioner Jakopchek made a motion for Commissioners Jakopchek and Sittig to write letter to allow work at Murch School on January 12, 2018 and January 15, 2018.	4-0-0	
Commissioner Molod made a motion to approve the provisional minutes for the September and October meetings of ANC3F	4-0-0	
Commissioner Jakopchek made a motion to adjourn	4-0-0	

Call to Order: 7:35 pm
Adjournment: 9:28 pm

Housekeeping items before the meeting: we are streaming live. If you are watching online you can stream in questions. Presentations are not broadcast on livestream, but will be posted on anf3f.com. We do have a documents table at the back of the room with the agenda and materials from speakers. All documents for review are also online.

AGENDA ITEMS

1. Approval of Regular and Consent Agendas

Commissioner Jakopchek made a motion to approve the amended regular agenda. An agenda item regarding a letter about Murch School construction schedule was added. Motion was approved with 4 voting in favor, 0 voting against, and 0 abstaining (4-0-0).

2. Special Election for Representative from ANC3F06

Gottlieb Simon - Director of the Office of the ANC is present to assist with the special election. Voting is open to all registered voters in 3F06 – voters must either have their voter registration card or their name must be on the list from the Board of Elections.

With Commissioner Molod, Mr. Simon sealed the ballot box. Voting starts at 7:38 PM and will proceed to 9:08 PM.

3. Commissioner Announcements / Updates

Dickinson:

- 1) Hearst Park meetings took place last week. Representatives from DGS and DPR were present.
- 2) Sidwell School – The Washington Home property was purchased with the intent to move the Lower School to that site. These plans are on hold, and at present they are looking into shifting the Upper School to the Washington Home site instead.

Jakopchek:

1) The PUD at the former Polish Ambassador's residence was just published last night. Commissioner Rutenberg will host a community meeting on December 14, 2017 at 6:30 PM and the VNMS office. ANC3F residents can send input to commissioners@anc3f.com

2) The next ANC3F meeting will take place on January 16, 2018 at 7:30 PM. At that meeting we will elect officers and set the 2019 meeting schedule.

3) Thanks to representatives from the Mayors office and CM Cheh's office for participating in walk-through in the alleyway on Upton St. NW.

4) There will be a meeting of residents in the neighborhood of Linnean St. NW at Hillwood Museum on November 28, 2017 at 7 pm. ANC3F asked for repaving of the road, which was completed a year ago. ANC3F and residents also asked for a plan for the streetscape. This meeting will include representatives from the Mayor's office, and from CM Cheh's office.

5) Thanks to all who were at the last meeting of the parks and trails committee.

Molod: None

Brown: None

4. Committee Reports

A. Streets & Sidewalks: Bob Deyling

1) The committee submitted their report to commission. The report included the completion of the sidewalk survey, and the intent is to get the reports into 311 system, which must be done by hand. The committee report recommends that we get someone from DDOT to help with the follow-up for reports.

2) Discussion of Connecticut Ave reversible lanes - want to ask DDOT to study the issue, in collaboration with other ANCs.

B. Parks & Trails: Commissioner Jakopchek

1) had meeting early this month. one upshot is to propose to include Broad Branch in purview of committee.

2) issue of Hearst park came up. representatives of DGS, DPR were there. subject of heritage trees and the impact of a pool on them.

C. Grants: Commissioner Molod

Nothing to report, the next cycle of grants will be in March-April, 2018

5. Sean Hilgendorf – Legislative Counsel for CM Robert White

Here to introduce the Commissioners to the legislative agenda and priorities of CM Robert White, who has been on the Council for over a year.

i) Affordable housing:

- CM White introduced a bill to explore the use of unused office space for affordable housing in DC

- CM White introduced the housing rehabilitation incentives act – meant to deal with housing conditions in DC properties
- ii) Education:
- CM White introduced the Begin Act - focused on expanding early childhood options - incentives to locate early childhood center
- iii) Returning citizens affairs - bills are:
- Returning citizens opportunities act - reach out to them 6 months before return from federal facilities. The idea is to help public safety and reduce recidivism.
 - Criminal records accuracy assurance act - records are not being expunged properly

CM White is also working on:

- Supporting Arts Promotion act - incentivize restaurants to host live events
- Neighborhood Reinvestment from Advertising Bill – the idea is for dc residents to get more benefits from billboards.
- Support for the Sense of the Council Resolution regarding DACA to ensure continued benefits due to protected status.

Comments/Questions from Commissioners:

Commissioner Jakopchek: Appreciate the Sense of the Council Act. Also appreciates the effort on digital billboards actions.

Commissioner Dickinson – Appreciated the support for education. Q; What about education for pre-kindergarden? A: CM White supports school starting at 3 years old. Q: About sentencing reform - what is the Mayor/Council trying to do with sentencing? A: last year the Council passed juvenile detention reform so there are now no minimum sentences for juveniles. On the horizon they are taking look at mandatory sentence minima across the board. They are also taking a broad look at record sealing and record expungement. CM white thinks that massive arrest and incarceration has not worked (if it was going to it would have by now).

6. Community Open Forum

George Hoffman - lives at the Brandywine Bldg. – there is a new management company, and the residents are having some problems. They have made a new \$500 move-in fee. Commissioner Brown came to a tenants association meeting where this and other issues were discussed. Another bigger issue, regarding Forest Hills Park. The park was renovated at cost of \$1 million a few years ago, and is not being properly maintained. Cleanup is not being done, trees not being trimmed. The organization “Friends of Forest Hills Park” was formed, and they go in and clean up. Mr. Hoffman is here ask the ANC to get behind Commissioner Brown to get city agency help.

Peter Nohrden - DC Parks and Recreation (DPR) capital planning team, deals with large capital projects. Here to discuss a few issues:

- 1) There have been issues with Forest Hills Park - some were maintenance issues. There is still no funding identified for this.
- 2) Overview of ANC Parks and Trails Committee meeting on Nov 16th regarding Hearst Park. There were updates given on the hydrology and heritage trees issues. They considered a draft plan to put pool in the SW corner along with a pool house. There will be another community meeting in January or February about this.

Juanita Grey, UDC:

Gave a series of announcements about upcoming events at UDC

Theresa Cameron (Van Ness Main Street):

- 1) Thanks to so many of you who joined us for our first Van Ness Social Club held on Saturday, October 28. We had a great time transforming the vacant plaza at [4250 Connecticut Ave.](#) into our very own town square. Over 250 people attended our first event. Check out photos at [vnsocialclub.com](#). We are working on developing some other events for the spring so that we can continue to use the plaza as a fun space for Van Ness. Stay tuned. Thanks to AARP for their support of this project.
- 2) Our second Holiday Pop UP Shop will begin on Saturday, November 25 from noon until 5pm. The Pop Up Shop will continue the following three weekends in December. We will have a variety of different vendors each day along with live entertainment and Santa visits.
- 3) On Saturday November 25, Van Ness will be part of Small Business Saturday. Come shop and dine in Van Ness and help support our local, homegrown businesses. Small business Saturday is an annual shopping tradition dedicated to supporting small businesses and celebrating communities across the country. Founded by American Express in 2010, Small Business Saturday is celebrated every year on the Saturday after Thanksgiving. Check out our [website](#) to view our local businesses in Van Ness. Come show your support.
- 4) Van Ness Main Street will once again participate in #GivingTuesday, a global day of giving. This year's #GivingTuesday will be on Tuesday, November 28. We hope that you will participate and make a donation to help Van Ness Main Street continue its mission to create a vibrant Van Ness. While we receive some funding through our partnership with the DC Department of Small and Local Business Development, we really need your sustained financial support to continue our work. Please consider making a contribution on Tuesday, November 28.

Phil Thomas, from the Mayor's Office - 202-341-7706, phil.thomas@dc.gov

- 1) Brought the Mayor's newsletter
- 2) Here to push the use of 311
- 3) Leaf collection season is here, if there are any issues contact him

7. DC Water Update

Commissioner Jakopchek read into the record an email he received from Emanuel Briggs, DC Water's ANC liaison. The content of the email with a series of questions and answers:

- What is the status of the water pressure increase from Fort Reno Pumping Station?
 - Are there any issues with water quality, discoloration, etc. the community should be aware of?
 - *There are potential water quality impacts. Information about the water quality impacts of the pressure increase are posted on our website at https://dcwater.com/sites/default/files/project/documents/PressureIncrease_WaterQuality_Impacts_FINAL_070717.pdf*

- Updates on small diameter water pipe project throughout the ANC.
 - What is the latest status of the Brandywine and Reno/Springland Projects?
 - *Brandywine – the water main has been installed, we are currently awaiting DDOT approvals to begin the permanent restoration of the roadway. This could be delayed until the spring as the weather is becoming colder.*
 - *Reno/Springland – the work is continuing to meet the estimated completion date; however, there were delays due to the bypass systems. We had to take them off line as the weather is becoming cold. We may be able to make up the time in the spring and have the work concluded by August 2018, but this is dependent on the weather.*
 - Are there any other small diameter projects we should be aware of?
 - *There is an upcoming Small Diameter Water Main Replacement Project pending for 29th Street, Albemarle and Audubon Terrace, NW. There is a “tentative” start date of January 2018. The project sheet will be released within the next week or two.*
- What is the status of our request for better stormwater management/catch basin at 32nd and Brandywine, near the Soapstone Valley Park entrance?
 - For reference: <https://anc3f.com/wp-content/uploads/2017/01/Albemarle-and-32nd-Repairs-and-Improvement-Resolution-signed.pdf>
 - *For this request, you would need to consult with DDOT/DOEE; DC Water is responsible for maintenance of existing catch basins, not installation of new basins.*
- NEW ISSUES
 - Health/Sewage Issue on Tilden media, just east of Connecticut Ave.
 - ✓ From resident: “Liquid sewage, which has never frozen solid even in our little bit of snow last year, has overflowed the median. Yellow and green liquid flows several hundred yards down the street towards the Kuwaiti Embassy.”
 - ✓ Resident was told DC Water had received 311 Complaint and was investigating the issue
 - ✓ What is the status of this investigation?
 - *DC water performed an investigation (service order #18-80841) and found that it was not a sewer issue; they did however find a water leak. A service order has been created for the water repair (service order #17-525568). This repair should be completed within the next week or two, as the crews are backlogged.*
 - Flooding along west side of Connecticut, north of Porter Street
 - ✓ Affected buildings: 3616, 3614 & 3618 Conn
 - ✓ When curb was installed, drainage lines to drain the water into Conn Ave were not created
 - ✓ Councilwoman Cheh’s office was been working on this issue with your agency
 - ✓ What is the current status of the response?
 - *For this request, you would need to consult with DDOT/DOEE; DC Water is responsible for maintenance of existing catch basins, not installation of new basins or drainage lines.*

8. BZA Special Exception for 3629 Windom St. NW

Commissioner Molod introduced Keith Krueger and Joel Lawson, the owners of the property at 3629 Windom St. NW, who are here to request ANC approval for their application for a special exception from BZA to construct an entrance to the basement of their home facing Windom St. NW.

Mr. Krueger and Mr. Lawson have made construction plans to convert the basement of their home into an independent apartment, which is allowed by matter of right. A special exception is required for them to place the entrance to the basement apartment facing Windom St. NW rather than facing the alley behind their house. Mr. Krueger and Mr. Lawson presented schematics and renderings to the ANC showing what the new entrance will look like. They explained that they have the approval (and request) from the neighbor facing the home in the alley and the approval of the neighbors facing the front of the house on Windom St. NW.

Questions: Commissioners Dickinson and Jakopchek asked about whether the construction plans included runoff mitigation, and whether the owners had any plans to place the apartment for short term rental on ????. The owners responded that they had taken runoff into account, and had no intention of opening the apartment to short term rental. Commissioner Jakopchek asked if they objected to adding a condition on ANC approval prohibiting short term rental, and the owners had no objection.

Commissioner Molod added the conditional text to Form 129 for BZA, and made a motion to send the form to BZA with the approval of ANC3F. Motion was approved with 4 voting in favor, 0 voting against, and 0 abstaining (4-0-0).

9. Public Space Application at 4422 Connecticut Ave NW

Karina Sigar represents the owners of Burger King, who are asking to ANC support to extend their public space permit for the rear parking lot. The current permit is 3 years, and they would like to extend it for 9 years. They have been good neighbor, and have been in compliance with conditions for public space. They want to renovate the property, so would like to have a longer term permit. Mark James is also here to represent Burger King.

Commissioner Jakopchek: Q: There were conditions of the previous permit that were not met, can you go over the conditions and address each one?

Answer:

1. Trash cans - there are two trash cans, and they will be replaced (graffiti)
2. Landscaping, done periodically – They are working on engaging professionals to trim bushes, etc. This year they had the obstacle of getting ready to leave. They know its ugly to look at presently. Currently the bushes are pruned twice a year, they could increase frequency
3. Exterminator – They have a contract and monthly maintenance

4. Traffic flow in terms of which side is entrance/exit, etc... They will add clear signage, will repaint arrows, etc. [Commissioner Jakopchek: would like to see a no parking sign at barrier with bike rack just outside of parking lot. A: will discuss doing this]
5. Assigning someone to enforce parking - BK employees are doing this from time to time, they will enforce better. The main issue is during lunchtime, when non-BK customers are parking in the lot, and trucks are parking along barrier. They could perhaps even get a new curb there.
6. There needs to be an ANC liaison. A: It is Mark James
7. Annual report – the last one was 2016 or 2015. The reason for the delay was the open question of whether BK was staying – they will send the annual report to the ANC.

[Commissioner Jakopchek: There are 10 minutes left to vote for ANC3F06]

BK responses to the new conditions being asked in exchange for ANC3F support:

1. The new language regarding the maintenance of parking lot is ok.
2. Impervious surfaces – they are willing to consider installing them. ANC3F would like the 3 parking lots to be consolidated, what about the others and their willingness to install pervious pavers? Commissioner Jakopchek: ZIPS has agreed to pervious pavers. Sigar: will talk to the other owner. Jakopchek: will they be installed in 3 years? A (James): BK wants to do the remodel within 3 years, they need a 9 year public space permit because the bank won't lend them the money if the permit is only for 3 years. So if others don't want to install the pervious pavers together, BK will do it anyway within 3 years.
3. Putting renovation plans into writing: BK will need approvals for the renovation plans. Jakopchek: What will the renovation be like? A (James): The plans are to gut the inside, and do a 2020 style restaurant. Outside they will have outdoor dining, and will have a charging station for electric cars.

[Commissioner Jakopchek: There are 3 minutes left to vote for ANC3F06]

Commissioner Jakopchek: Historically there have been some contentious issues. In 2014 the public space permit was delayed, for example. We want to underscore the need to "not negate" any of the agreement because 9 years is a long time for a permit. This alleyway is one of biggest problems in our ANC in terms of safety, pollution, and traffic. We need to be confident about BK's commitment to meet the 17 conditions now going to be in place.

Discussion about how to give "teeth" to the conditions – perhaps add an 18th condition that says that if BK doesn't meet the conditions BZA should revoke the public space permit. Commissioner Molod: will the bank make a loan if that is a condition? A: probably yes

[Commissioner Jakopchek: Voting for ANC3F06 is now over - counting will take place now]

From Public:

Cameron – they support BK, but are worried about the alleyway
Grey - lots of UDC students frequent BK, UDC would like partnerships/discounts, etc...
Hoffman - litter is not picked up well, it looks messy, and there is a peculiar curb

Commissioner Jakopchek: When is the BZA hearing? A: Dec 16th or 19th. Commissioner Jakopchek: Can we request a postponement until January?

10. Rock Creek Park Nature Center redevelopment update

Commissioner Jakopchek: At a meeting regarding the redevelopment plans that took place last Wednesday, it was announced that concept number 4 (that we objected to the most) is off the table. This concept would have resulted in a lot more impervious surface area. The remaining 3 concepts are: (i) do nothing, (ii) do minor repair, (iii) do more detailed work. The third one of these is the only one that would increase the impervious footprint. Proposes that ANC3F write a letter reiterating our previous resolution wording regarding ANC3F's priorities.

Commissioner Jakopchek made a motion to appoint himself to write a letter and present to the rest of the ANC3F Commissioners for approval. Motion was approved with 4 in favor, 0 opposed and 0 abstentions (4-0-0).

11. Election Results for ANC3F06

Gottlieb Simon brought the document with the special election results to the chair. Commissioner Jakopchek thanked both candidates for running, and announced that the winner is Bill Sittig.

Commissioner Jakopchek made a motion for ANC3F to send a resolution to the Board Of Elections recognizing Bill Sittig as the winner of the special election, and the representative for ANC3F06. Commissioner Jakopchek read the resolution into record. Motion was approved with 4 voting in favor, 0 voting against, and 0 abstaining (4-0-0).

12. Letter regarding Murch School Construction Schedule

Representatives from Murch School have made a request for general letter of support for them to do construction on "Stop work" days.

Commissioner Jakopchek made a motion for Commissioners Jakopchek and Sittig to write letter to allow work on January 12, 2018 and January 15, 2018. Motion was approved with 4 voting in favor, 0 voting against, and 0 abstaining (4-0-0).

13. Other Business

A. Commissioner Molod made a motion to approve the provisional minutes for the September and October meetings of ANC3F. Motion was approved with 4 voting in favor, 0 voting against, and 0 abstaining (4-0-0).

B. Next Meeting: Tuesday, January 16, 2018 at UDC, Building 44 Room A03

Commissioner Jakopchek made a motion to adjourn. Motion was approved with 4 voting in favor, 0 voting against, and 0 abstaining (4-0-0).
