

Advisory Neighborhood Commission 6D
Minutes of Business Meeting –November 13, 2017
Held at 1100 4th Street SW, Washington DC 20024
Andy Litsky, Chair

As approved at the December 11, 2017 Business Meeting

The Commission convened at 7:00 p.m. The following Commissioners were in attendance at the beginning of the meeting: Gail Fast, Ron Collins, Meredith Fascett, Roger Moffatt, Rhonda Hamilton and Andy Litsky (chairing). Executive Director Shaun Carter was also in attendance. Commissioner Shockley was absent.

Approval of Agenda

CM Litsky moved to approve the agenda, and CM Fast seconded with the following revisions. Addition of 9d, Resolution in Support of Legislation to block Buses at Waterfront Park, and 9e, BZA to Oppose the Randall Cell Phone Tower. Passed 6-0-0.

Introduction of Commissioners

Approval of Prior Month's Minutes

CM Fast moved to approve the October minutes and CM Collins seconded. Passed 6-0-0.

The Honorable Muriel Bowser, Mayor of the District of Columbia

Mayor Bowser provided opening remarks; received questions from the Commissioners regarding affordable housing, transportation issues, DC schools, public safety and other issues in 6D01. The Mayor also took questions from the audience.

Meeting Announcements

- CM Litsky announced that the ANC meeting will be held on December 11 at 7 pm at 1101 4th Street SW, Second Floor.
- CM Fascett announced that the DDOT Meeting on the new Frederick Douglas Bridge project would be held on November 28 at 6:30 pm in DCRA's 2nd floor conference room.
- CM Hamilton announced the next DC United Community meeting will be on November 15 at 6:30 pm at King Greenleaf
- CM Collins announced the next community meeting for the new SW Library will be held on December 14th at 6:30 pm at the SW Library.
- CM Litsky announced the Parade of Boats celebration will be held on December 2 starting at 4 pm.
 - On Saturday, December 16, the District Wharf will be holding Nog Fest from 1-4 pm.
 - The Grand Opening of the Museum of the Bible is November 17
 - On December 6, Councilman Allen will be holding the 11th Annual Brickie Awards at the Capital Yacht Club starting at 6 pm.
- Georgine Wallace announced the next PSA 105 Meeting will be held on November 16 at 7 pm at Harbour Square. Wallace also announced the SW Library Book sale on December 2 and 3.
- Deb Frazier announced that on November 18, representatives from UDC School of Law will be onsite at the Community Center from 12-2 pm to help seniors with a community benefits check.
- Shaun Moore, DDOT, announced also reiterated the meeting on the new Frederick Douglas Bridge project.
 - Friends of the SW Library will be featuring the documentary, Syphax Family on Saturday October 21 from 2-3:30 pm.
 - SW Library will celebrate Halloween for teens and kids on October 28.

- On November 8 at 7 pm, the SW Library will be screening a movie about the life of Nina Simone.

Public Safety Report

Commander Kane gave the 1D Safety Report and reiterated that crime is down 36% in 1D and reminded residents as the holidays approached not to leave gifts/items/etc in cars which can lead to car break-ins.

Races/Runs/Events

8a and 8b. By consent, CM Litsky moved, CM Fascett seconded to approve the Rock n' Roll Marathon on March 10, 2018 and the Police Week 5k on May 12, 2018. Passed 6-0-0.

Presentations and Resolutions

9a. DC Water Sewer Rehabilitation Program: Tanya Hedgepeth presented an overview of DC Water's Low Area Trunk Sewer Rehabilitation Project to prolong the life of the sewer system. The project is slated to start in February 2018 and completed January 2020 (tentative).

9b. Essential Theatre: The Essential Theatre presented its Holidays Around the World Youth Audiences Program which will be held on December 2 at 2 pm at the Capitol Hill Arts Workshop on 545 7th Street SE.

9c. B22-0136 – BEGA Bill: CM Litsky moved; CM Collins seconded to send A Resolution Regarding the Comprehensive Code of Conduct of the District of Columbia Establishment and BEGA Amendment Act of 2017 detailing that the proposed legislation should have a separate section addressing ANC Commissioners that acknowledges their unpaid service, and within that section establishes a code of conduct that defines the differences between Commissioners and employees of the District of Columbia. Passed 6-0-0.

9d. Resolution in Support of Legislation for Banning Buses at Waterfront Park: CM Litsky moved, CM Fast seconded to urge the City Council's Committee on Transportation and the Environment to give great weight to ANC6D's concerns to prohibit any person from operating a bus as defined in 24 DCMR§3599.1 on the streets and roads including Water Street, SW; M Place SW, and Sixth Street SW south of M Street SW. Passed 6-0-0.

9e. BZA - Opposing the Randall Cell Phone Tower: CM Litsky moved and CM Hamilton seconded to send a letter in opposition of cell phone tower at Randall field. Passed 6-0-0.

Alcoholic Beverages (ABC Committee Chair Coralie Farlee)

10a. Friendlys: Located at 1399 Half Street SW. CB Renewal and new cooperative agreement. CM Litsky moved, CM Collins seconded. Passed 6-0-0.

10b. Safeway: Located at 1100 4th Street SW requesting a Class B renewal and amendment to VA. CM Litsky moved, CM Collins seconded the Class B renewal. Passed 6-0-0. There was discussion among the Commissioners regarding Safeway's placement of wine/beer that seems to not be confined to the beer/wine section of the store. After much discussion that other groceries also place beer/wine throughout the store, CM Litsky moved and CM Fast seconded the amendment to the VA. Passed 6-0-0.

10c. 7-11: Located at 1101 S. Capitol Street SW requesting Class B renewal w/ANC letter to ABRA /ABC Board. CM Litsky moved, CM Collins seconded. Passed 4-1-0 (Moffatt absent)

10d. Requin: Located at 100 District Square SW requesting an amendment to their CA to add 40 seats to their summer garden. Motion tabled to next meeting.

10e. Officina: Tabled to next meeting.

10f. Capitol Yacht Club: Located at 800 Wharf Street SW requesting ANC letter of support for a stipulated license. CM Litsky moved and CM Fast seconded. Passed 6-0-0.

10g. Cornercopia, Sal's Café, and Simply Smiles requested renewal of Class B licenses. Recommendation by ABC Committee of no action accepted.

Development, Planning, and Transportation

11a. *Randall School Project*: CM Fascett moved, CM Litsky seconded to send Deputy Mayor Kenner a letter of support for the Randall School project and the development teams community engagement efforts and through the proposed start of construction. Passed 6-0-0.

11b. *Zc08-30D 25 M Street SE*: CM Fascett moved, CM Litsky seconded to oppose the modification of consequence regarding the remaining two digital signs along the Half Street SE building. Passed 6-0-0.

11c. *Southwest Community Library Renovation Project*: CM Collins moved, CM Hamilton seconded to send a letter to the DC Board of Zoning to support the relief asked by the applicant (Section C – 1603.8 Lot Occupancy; Section C-703 Parking; and Section C-1609.1 Pervious Surface Requirement). Motion tabled to December 11 meeting.

11d. *ZC 16-06A 1900 Half Street SE*: CM Moffatt moved, CM Litsky seconded to send to the DC Board of Zoning to withhold support of the proposed modification of consequence to reduce the amount of retail space and allow a ten percent reduction (or addition) to residential units and parking without further approval by any Commission. Passed 5-0-1.

CM Litsky moved, CM Fast seconded CM Moffatt representing the ANC at the Zoning hearing on December 18, 2017. Passed 6-0-0.

11e. *ZC 104-14E Riverfront Phase II Modification*: CM Fascett moved, CM Fast seconded to support the modification of consequence. Passed 5-0-0 (Hamilton absent).

11f. *BZA 19586 – 100 K Street SE*: CM Fascett moved, CM Litsky seconded the following:

- i. To provide ANC 6D response and clarification to the 11/8/17 BZA hearing. Passed 6-0-0.
- ii. Authorize CM Fascett to author comments in response to additional filings. Passed 6-0-0.
- iii. Authorize CM Fascett to testify at any/all subsequent hearings. Passed 6-0-0.
- iv. Authorize CM Fascett to assume responsibility for this development project. Passed 6-0-0.

Administrative Matters

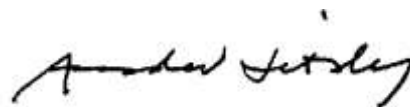
President's Report: Due to CM Shockley's absences other Commissioners may/will be called upon to assume responsibility for development projects in CM Shockley's SMD.

Treasurer's Report: no report

The commission adjourned at approximately 10:18 p.m.

Minutes prepared by Gail Fast

Attested by:





Southwest, Navy Yard & Buzzard Point

Advisory Neighborhood Commission 6D

November 16, 2017

1101 Fourth Street, SW
Suite W 130
Washington, DC 20024
202.554.1795
Email: office@anc6d.org
Website: www.anc6d.org

Ms. Sandra Honeysett

honeysett@odmp.org

RE: 2018 National Police Week 5K

OFFICERS

Chairman
Andy Litsky

Vice Chairman
Cara Shockley

Secretary
Gail Fast

Treasurer
Meredith Fascett

Dear Ms. Honeysett,

At a regularly scheduled and properly noticed public meeting on November 13, 2017, with a quorum present, a quorum being four Commissioners, Advisory Neighborhood Commission (ANC) 6D voted **6-0-0** in support of your above-referenced event.

The Commissioners thank you for your continuing efforts to inform our constituents of your upcoming event and working to minimize potential disruption of vehicle and pedestrian traffic within our neighborhoods. The Commission wishes you much success with the event.

COMMISSIONERS

SMD 1 *Gail Fast*
SMD 2 *Cara Shockley*
SMD 3 *Ron Collins*
SMD 4 *Andy Litsky*
SMD 5 *Roger Moffatt*
SMD 6 *Rhonda Hamilton*
SMD 7 *Meredith Fascett*

Sincerely,

Andy Litsky
Chairman, ANC 6D
Southwest, Navy Yard & Buzzard Point



Southwest, Navy Yard & Buzzard Point

Advisory Neighborhood Commission 6D

November 16, 2017

1101 Fourth Street, SW
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Email: office@anc6d.org
Website: www.anc6d.org

Ms. Diane Romo Thomas

dianeromo-thomas@hotmail.com

RE: 2018 Rock N Roll Marathon

OFFICERS

Chairman
Andy Litsky

Vice Chairman
Cara Shockley

Secretary
Gail Fast

Treasurer
Meredith Fascett

Dear Ms. Romo Thomas,

At a regularly scheduled and properly noticed public meeting on November 13, 2017, with a quorum present, a quorum being four Commissioners, Advisory Neighborhood Commission (ANC) 6D voted **6-0-0** in support of your above-referenced event.

The Commissioners thank you for your continuing efforts to inform our constituents of your upcoming event and working to minimize potential disruption of vehicle and pedestrian traffic within our neighborhoods. The Commission wishes you much success with the event.

COMMISSIONERS

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SMD 7 *Meredith Fascett*

Sincerely,

Andy Litsky
Chairman, ANC 6D
Southwest, Navy Yard & Buzzard Point



Near Southeast/Southwest
Advisory Neighborhood Commission 6D

November 13, 2017

1101 Fourth Street, SW
Suite W 130
Washington, DC 20024
202.554.1795
Email: office@anc6d.org
Website: www.anc6d.org

Office of the Deputy Mayor for
Planning and Economic Development
Attn: Deputy Mayor Brian Kenner

RE: Randall School Development

OFFICERS

Chairperson
Andy Litsky
Vice Chairperson
Cara Shockley
Secretary
Gail Fast
Treasurer
Meredith Fascett

Dear Deputy Mayor Kenner:

At a regularly scheduled and properly noticed public meeting on November 13, 2017, with a quorum being present, a quorum being 4 Commissioners, Advisory Neighborhood Commission (ANC) 6D voted 6-0-0 for the motion in favor of the Randall School project and the development team's community engagement efforts to date and through the proposed start of construction.

ANC 6D appreciates the renewed and reinvigorated efforts that the development team has put forth since Lowe joined the team in April of 2017. We would like to make it clear that the development team has worked closely with and been responsive to requests of the ANC and members of the community to ensure that the Randall School property is properly maintained prior to the start of construction. At a meeting on April 5th, 2017, ANC 6D requested that the developer commit to several improvements around the site and place site signage with contact information in a prominent location. They did so promptly and have continued to maintain the property in the ensuing months.

The developer has committed to additional activation around the site through the start of construction. ANC 6D is satisfied with these commitments and believes that they will improve the condition, safety and perception of the site prior to the start of construction. These commitments are outlined in the accompanying attachment.

ANC 6D also wishes to encourage the District and its various agencies to assist the developer in any way possible to expedite the redevelopment of the Randall School, particularly the restoration of the historic buildings. The development of this project is of great importance to the ANC and we wish to see it move forward as quickly as possible.

Sincerely,

Andy Litsky
Chairman, ANC 6D
Southwest, Navy Yard & Buzzard Point

COMMISSIONERS

SMD 1 *Gail Fast*
SMD 2 *Cara Shockley*
SMD 3 *Ronald Collins*
SMD 4 *Andy Litsky*
SMD 5 *Roger Moffatt*
SMD 6 *Rhonda Hamilton*
SMD 7 *Meredith Fascett*

PROPERTY ACTIVATION DURING PREDEVELOPMENT

The Developer will activate the property prior to the start of foundation work by performing the following:

1. The Developer shall install and/or take the following actions in and around the property beginning on Dec 1, 2017 and completing by January 31, 2018
 - Additional site fence where needed
 - Fence wrap on back fence along H Street SW
 - Plywood to cover all back windows that are broken
2. The Developer shall perform the following visual activations at the site with installations beginning no later than February 1, 2018 and completing installation by May 31, 2018. Such installations may be changed over time and/or removed as work proceeds on the site.
 - Pictures of works from the Rubell family collection or other art on each front 3 historic building windows along 1st, Half and I Streets SW
 - Temporary mural to be installed in a to be determined location on the non-historic portion of the building or along H Street, SW
3. The Developer may also seek to sponsor, partner and/or facilitate art-centric events and installations within the general Southwest community, including the sponsorship of existing community events, installation of art centric installations at and around the property and partnerships with local artist, government and community organizations.

At the start of foundation work it is explicitly understood that it may become untenable to continue to perform activations and installations at and around the site, therefore this activation plan will expire on its face at that time and further installations and activations shall be at the discretion of the Developer subject to obligations of the PUD and the Amended and Restated Declaration of Covenants.



Near Southeast/Southwest

Advisory Neighborhood Commission 6D

November 16, 2017

1101 Fourth Street, SW
Suite W 130
Washington, DC 20024
202.554.1795
Email: office@anc6d.org
Website: www.anc6d.org

Anthony Hood, Chairman
Zoning Commission
441 4th St. NW, Suite 200/210-S
Washington, DC 20001

OFFICERS

Chairperson
Andy Litsky

Vice Chairperson
Cara Shockley

Secretary
Gail Fast

Treasurer
Meredith Fascett

Transmitted via email: zcsubmissions@dc.gov

RE: ZC 04-14E, Consent Calendar (Modification of Consequence) Application of Riverfront Holdings II, LLC for Modification of a Second Stage PUD Approval (Square 708, Lot 814)

Dear Chairman Hood:

At a regularly scheduled and properly noticed public meeting on November 13, 2017 with a quorum being present, a quorum being 4 Commissioners, Advisory Neighborhood Commission (ANC) 6D voted 6-0-0 for the motion to support the Modification of Consequence to the PUD for Riverfront Phase II (ZC 04-14D) in order to allow the modification of 1) the roof top layout and mechanical placements and 2) architectural element adjustment on the 3rd Floor and signage movement.

Regarding the new rooftop plans, the ANC supports the relocation of the large mechanical equipment from the lower roof to the upper roof and the consolidation of the other large pieces of equipment at the north end of the lower roof. The ANC approves of the resulting changes to the interior configurations and pool deck layout and believes these changes will enhance residents' use of the spaces. Regarding the architectural element adjustment and signage changes, the ANC has no problem with the proposed modifications.

Should you have any questions, please let me know.

Sincerely,

Andy Litsky
Chairman, ANC 6D
Southwest, Navy Yard & Buzzard Point

COMMISSIONERS

SMD 1 *Gail Fast*
SMD 2 *Cara Shockley*
SMD 3 *Ronald Collins*
SMD 4 *Andy Litsky*
SMD 5 *Roger Moffatt*
SMD 6 *Rhonda Hamilton*
SMD 7 *Meredith Fascett*

CC: John Begert, MRP Realty, jbegert@mrprealty.com



Near Southeast/Southwest

Advisory Neighborhood Commission 6D

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Website: www.anc6d.org

November 21, 2017

OFFICERS

Chairperson
Andy Litsky

Vice Chairperson
Cara Shockley

Secretary
Gail Fast

Treasurer
Meredith Fascett

Anthony Hood, Chairman
Zoning Commission
441 4th St. NW, Suite 200/210-S
Washington, DC 20001

Transmitted via email: zcsubmissions@dc.gov

RE: Modification of Consequence to ZC 08-30D, Application of 25 M Street Holdings, LLC; Capitol Gateway Overlay District (Square 700, Lots 33, 802, 840, 841, 850, 864, 865, 868, 871, 872, 873, 874, and 875)

Dear Chairman Hood:

COMMISSIONERS

SMD 1 *Gail Fast*
SMD 2 *Cara Shockley*
SMD 3 *Ronald Collins*
SMD 4 *Andy Litsky*
SMD 5 *Roger Moffatt*
SMD 6 *Rhonda Hamilton*
SMD 7 *Meredith Fascett*

At a regularly scheduled and properly noticed public meeting on November 13, 2017 with a quorum being present, a quorum being 4 Commissioners, Advisory Neighborhood Commission (ANC) 6D voted 6-0-0 to oppose the revised Modification of Consequence requested by 25 M Street Holdings, LLC (“Applicant”) for the property located at 25 M St. SE.

The ANC maintains its unanimous opposition to the design modifications requesting two digital signs along Half St. SE. As stated in its letter dated September 15, 2017, the ANC does not believe that these signs at all enhance the building’s actual design. Further, the ANC believes the size and location of the signs most certainly do detract from the overall feel and physical appearance of the building.

Overall, the ANC believes that the signs appear poorly integrated and tacked on. They are not in harmony with the building's architecture and look as though their layout was not coordinated with the building’s design team or architects.

The ANC believes that proposed reduction in the rectangular sign’s height by three feet does not materially improve its impact and that the placement of a 26 foot wide and 12 foot tall full motion digital advertising sign, located in the middle of the structure on Half Street and extending nearly four feet into public space, significantly disrupts the planned architectural flow and not only does not add – but significantly detracts – from the building design.

The ANC believes that the proposed increase in the height of the two-sided blade sign from 15 feet to 20 feet and increase in width from 8 feet 6 inches to 9 feet 1.5 inches only exacerbate its impact on the building design. The proposed changes create an even larger “electronic gargoyle” at Half St. and VIA. In its original modification request, the Applicant failed to make a compelling case for how a blade sign fit with the building’s design and has failed, in this request, to make the case as to how an even bigger blade sign enhances the building’s design or is justified in its extension into public space.

Regarding the impact on the pedestrian experience along Half St. SE, the ANC believes that the signs do not engage positively with the street scene. They do not build on the design of the public way. Instead, they are simply billboards that detract from the streetscape experience. Further, the ANC is concerned that targeting pedestrians with digital images immediately upon their exit from Metro is flawed public streetscape design. On days with ball games and events at Nationals Stadium, the ANC wants pedestrians to exit the Metro briskly, patronize the local retailers on Half Street and/or elsewhere in the neighborhood, and then proceed on to Nationals Stadium. The ANC does not want “thousands of pedestrians” queuing up immediately outside the Metro to watch advertisements, creating bottlenecks and transit hazards at the Metro entrance/exit and reducing their time and attention spent at neighborhood businesses.


The notion that the revised application “has been thoroughly responsive to the comments of ANC 6D” as stated in the Applicant’s letter dated October 31, 2017 is not credible to the ANC. While the ANC applauds the removal of the two-sided blade sign originally proposed for the corner of M St. and Half St. SE, the ANC does not find that the remainder of the application addresses the ANC’s concerns. Further, while the Applicant notified the ANC of its revised submission and offered to show the revisions to the ANC in advance of the ANC’s November Business Meeting, the Applicant did not offer to work with the ANC to develop mutually acceptable sign designs.

Overall, signage – digital or otherwise – should combine art, architecture, and advertising to improve a building’s design and the nearby public space. Signage should create an appropriate energy and atmosphere that enhances the neighborhood’s character. It should engage people on the street positively and work to enhance the pedestrian's experience, not hinder it. Applicants should coordinate with their architects, design professionals, and community representatives to develop proposals that have clear and compelling benefit to the public space.

This application fails to achieve these goals and, thus, does not have the support of the ANC.

Should you have any questions, please let me know.

Sincerely,



Andy Litsky
Chairman, ANC 6D
Southwest, Navy Yard & Buzzard Point



Near Southeast/Southwest

Advisory Neighborhood Commission 6D

1101 Fourth Street, SW
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Website: www.anc6d.org

November 16, 2017

Councilmember Charles Allen
1350 Pennsylvania Ave NW, Suite 110
Washington, DC 20004

OFFICERS

Chairperson
Andy Litsky

Vice Chairperson
Cara Shockley

Secretary
Gail Fast

Treasurer
Meredith Fascett

VIA E-MAIL: callen@dccouncil.us

RE: Comprehensive Code of Conduct of the DC Establishment and BEGA Amendment Act of 2017

Dear Councilmember Allen:

A Resolution from ANC-6D Regarding "Comprehensive Code of Conduct of the District of Columbia Establishment and BEGA Amendment Act of 2017"

COMMISSIONERS

SMD 1 *Gail Fast*
SMD 2 *Cara Shockley*
SMD 3 *Ronald Collins*
SMD 4 *Andy Litsky*
SMD 5 *Roger Moffatt*
SMD 6 *Rhonda Hamilton*
SMD 7 *Meredith Fascett*

Whereas "Comprehensive Code of Conduct of the District of Columbia Establishment and BEGA Amendment Act of 2017" is now being considered by the District Council's Committee on Judiciary and Public Service, and

Whereas, the legislation seeks to mandate appropriateness of activity for both employees and elected officials, and

Whereas many sections of this 79-page bill contain a number of vague or highly subjective criteria that will make enforcement difficult or impossible, and

Whereas, sections of this legislation speak broadly about the issue of "impartiality" as it pertains to elected officials, many of whom run on a very specific platform and are expected by their constituents to support those issues, and

Whereas, language within this legislation may be construed as prohibiting ANC Commissioners from supporting such issues and testifying before the Council of the District of Columbia and other governmental bodies, and

Whereas, this legislation extends conflict of interest rules beyond customary and usual application and into highly subjective, non-financial areas

Whereas, wading into the tacit contract that District voters have with the people whom they choose to represent them causes this Commission great cause for concern, and

Whereas, the definition of conflict of interest in this bill has been significantly broadened and extends conflict of interest rules beyond customary and usual application and into highly subjective, non-financial areas, which the legislation does not define, and

Whereas, the legislation calls for Advisory Neighborhood Commissioners to now be labeled as District Employees, even though said Commissioners are not now nor have they ever been paid a salary, received any benefits nor are eligible to receive retirement from the District of Columbia, and

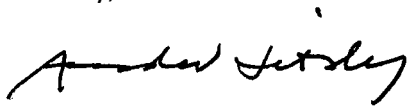
Whereas, Webster's definition of an employee is "a person employed for wages or salary, especially at non-executive level," and

Whereas, ANC-6D believes that a separate section of this legislation should be written addressing Advisory Neighborhood Commissioners that acknowledges their unpaid service to the people of the District of Columbia and, within that section, establishes a code of conduct that, having appropriately defined the differences between Commissioners and employees, incorporates into new language a code of conduct that is appropriate under that definition,

Therefore, at a duly noticed and regularly scheduled meeting held on November 13, 2017, where a quorum was present (4 of 7 comprising a quorum), the Commissioners of ANC-6D, by a vote of 6 to 0 to 0 urge the Committee on the Judiciary to give great weight to our concerns and incorporate new language within this legislation that will address them.

Should you have any questions, please let me know.

Sincerely,

A handwritten signature in black ink, appearing to read "Andy Litsky". The signature is fluid and cursive, with a prominent initial "A" and a long, sweeping underline.

Andy Litsky
Chairman, ANC 6D
Southwest, Navy Yard & Buzzard Point



Near Southeast/Southwest

Advisory Neighborhood Commission 6D

1101 Fourth Street, SW
Suite W 130
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November 13, 2017

Councilmember Charles Allen
1350 Pennsylvania Ave NW, Suite 110
Washington, DC 20004

OFFICERS

Chairperson
Andy Litsky

Vice Chairperson
Cara Shockley

Secretary
Gail Fast

Treasurer
Meredith Fascett

VIA E-MAIL: callen@dccouncil.us

RE: Southwest Waterfront Park Bus Prohibition Temporary Act of 2017

Dear Councilmember Allen:

A Resolution from ANC-6D in Support of the “Southwest Waterfront Park Bus Prohibition Temporary Act of 2017”

COMMISSIONERS

SMD 1 *Gail Fast*
SMD 2 *Cara Shockley*
SMD 3 *Ronald Collins*
SMD 4 *Andy Litsky*
SMD 5 *Roger Moffatt*
SMD 6 *Rhonda Hamilton*
SMD 7 *Meredith Fascett*

Whereas, the new Waterfront Park in Southwest Washington was proffered as the largest Community Benefit in the Planned Unit Development known as The Wharf in Zoning Case 11-03, and

Whereas, as a consequence of that Community Benefit, Wharf Partners promised the SW Community that they would ensure that buses that had plagued the SW Neighborhood for more than four decades would no longer traverse the streets adjacent to what is now a beautiful two-acre public park, and

Whereas, after re-conveying Waterfront Park and the streets that border it back to the District of Columbia, Wharf Partners may not be able to provide any assurance to the residents of the District of Columbia that the streets will remain free of buses as required in the Zoning Order attendant to ZC 11-03, and

Whereas, in order for the residents of the District of Columbia to fully enjoy this beautiful new Waterfront Park without having to inhale bus fumes on a regular basis, and

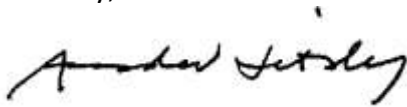
Whereas, Emergency Legislation has already been enacted by the Council of the District of Columbia what would disqualify buses from operation on certain streets in the Southwest quadrant, and

Whereas, temporary legislation is now before the Council's Committee on Transportation and the Environment that would prohibit any person from operating a bus as defined in 24 DCMR § 3599.1, on streets and roads the streets and roads including Water Street, SW and M Place, SW and Sixth Street, SW south of M Street, SW, that

Therefore, at a duly noticed and regularly scheduled meeting held on November 13, 2017, where a quorum was present (4 of 7 members comprising a quorum), the Commissioners of ANC-6D, by a vote of 6 to 0 to 0 urge the Council's Committee on Transportation and the Environment to give great weight to our concerns, support this legislation and commend its passage by the Committee of the Whole.

Should you have any questions, please let me know.

Sincerely,

A handwritten signature in black ink, appearing to read "Andy Litsky". The signature is written in a cursive, flowing style.

Andy Litsky
Chairman, ANC 6D
Southwest, Navy Yard & Buzzard Point

November 20, 2017

VIA IZIS

Zoning Commission of the District of Columbia
441 4th Street, NW
Suite 210
Washington, DC 20001

Re: ZC Case No. 11-03J
Opposition to Applicant's Motion for Three Separate Deliberations and Decisions
Southwest Waterfront Phase 2/ The Wharf

Dear Members of the Commission:

On behalf of Advisory Neighborhood Commission 6D, our Commission objects to the motion by the Applicant to move to separate the deliberation and decision of the above-referenced case into three (3) separate actions.

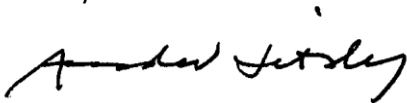
ANC-6D sees no absolutely no benefit to separating the deliberations and decisions regarding Wharf II into three separate actions as requested. It seems peculiar that in the 14 hours of hearings on this case that were held on three separate nights, that the Applicant waited until Thanksgiving Week to petition this Commission to make such a change. Had this been discussed while all parties were at the table – and under oath – a proper vetting could have been held in front of the Commission to fully understand the rationale for such a request.

ANC-6D believes that had this been suggested at the outset, it may have contributed to a change in how we and the other parties may have stated our cases. Additionally -- and most particularly -- ANC-6D does not wish to discover at any point in time that because one a portion of this case has been 'decided' that concerns over other items in another portion of the case might be precluded from consideration. That cannot be allowed to occur.

Wharf II is one case. And the facts are the facts. While there may be some tactical or legal benefit that the Applicant may secure beyond our ability to discern were this request granted, ANC-6D sees absolutely no economy or efficiency, which are the only reasons Applicant raises in support of this request, to endorse dividing this baby. ZC 11-03J ought to be decided in one action and not piecemeal.

Accordingly, ANC-6D strongly opposes the above motion by the Applicant in this request and urges that the Commissioners give great weight to the results of the deliberations of its Negotiating Committee which has been fully empowered to act on behalf of the ANC in this case.

Sincerely



Andy Litsky
Chairman, ANC-6D
Southwest, Navy Yard & Buzzard Point

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on November 21, 2017 a copy of the forgoing motion was served by e-mail to the following:

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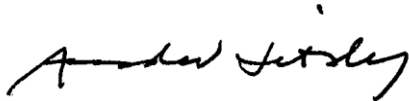
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Andy Litsky
November 20, 2017