



**Foggy Bottom & West End  
Advisory Neighborhood Commission 2A**

([www.anc2a.org](http://www.anc2a.org))

**Regular Meeting Minutes**

Wednesday April 18, 2012 7:00 p.m.  
West End Library 1101 24<sup>th</sup> Street, NW

**Call to Order**

Chair Florence Harmon called the meeting to order at 7:04 p.m.

The following commissioners were present and introduced themselves: Chair Florence Harmon (2A06), Commissioner Rebecca Coder (2A02), and Commissioner Graham Galka (2A05). Commissioner David Lehrman (ANC201) and Commissioner Armando Irizarry (2A04) were not present. Commissioner Asher Corson (2A03) arrived at 7:09p.m. With four of the six commissioners present, a quorum was established.

Chair Harmon made changes to the Agenda and moved the agenda to be voted upon. Commissioner Coder seconded the motion. The agenda then was moved and accepted unanimously with no objection. **(Votes 4-0)**.

**General Agenda**

**Safety Report**

Lt. Donald Craig introduced himself as the community contact for Police Service Area (PSA) 207 in ANC2A. He works the nightshift and has been in the police force for 22 years. His transfer was a result of promotion. His contact information is: [Donald.craig@dc.gov](mailto:Donald.craig@dc.gov), C: 202-327-4284.

Lt. Craig discussed the MPDC web page ([crimemap.dc.gov](http://crimemap.dc.gov)), copies of which he distributed. He urged the community to use the webpage that includes useful information, such as the list of sex offenders (there are 3 in this PSA).

Lt. Craig compared crime statistics for PSA207 for the last month and last year. Crime was down in every category, except for street, which rose about 10%. These robberies, at restaurants, offices and schools, involved the stealing of iPhones and iPads for which there is a black market. No serious injury was involved. Violent crime was down 60%.

Lt. Craig stated education was the best prevention for this type of crime. MPD will begin an educational campaign, distributing pamphlets and flyers, which he gave to the community: Preventing Office Thefts, Guarding Against Robbery and Assault, Help the Police to Protect Your Business and Solve Crimes.

In response to inquiries from community members and Commissioners, Lt. Craig said:

- His staff has noticed the homeless encampments on 26<sup>th</sup> and K Streets
- McFadden's and Shadow Room have reimbursable details
- There has been an uptick of calls regarding McFadden's
- He has spoken to McFadden's new manager, who is willing to work to correct the problem

All the commissioners welcomed Lt. Craig and were happy to have him be the MPD liaison for this community.

### **Public Comments**

#### **Grocery Shuttle Bus**

Community member Marija Hughes announced the April schedule of the grocery shuttle bus. The bus provides transportation services from Watergate East to Trader Joe's and the Georgetown Safeway. It leaves every Wednesday at 10am. The driver, Mr. Kenney, drops off passengers at the Watergate, Columbia Plaza, Potomac Plaza and Potomac Terraces. Ms. Hughes calls members of the community Tuesday evening regarding the bus shuttle.

Chair Harmon stated that she was pleased that this service was being used and was successful. She thanked Commissioner Irizarry for making this happen. Commissioner Corson thanked also the DC Department of Aging for their involvement in this shuttle.

#### **CAST testing**

Mary Lord, representative for Ward 2 Board of Education, reported DC annual CAST testing is already in progress. CAST tests for college-level writing, reading and math proficiency. School Without Walls has been designated as the house gate for CAST. DC has been rated as first in alignment of its assessment.

#### **Announcements from the Chair**

- The Foggy Bottom Farmers Market has opened for the season: Wednesday, 3-7pm at 24<sup>th</sup> and I Streets.
- Mayor's Budget meeting will be held Thursday April 19, 6:30-8:30pm at Sumner School.
- Sherri Kimbel, from Council Member Jack Evans' office, announced the St. Mary's Court fundraiser, scheduled for Thursday April 19. She was collecting checks for the fundraiser.
- Ms. Kimbel also announced that Council Member Evans was drafting and introducing legislation regarding violations by any ABRA establishment: three violations will result in the establishment to be closed for 24 hours; 4 violations results in 48-hour closing. Council Member Evans appreciates ANC2A support for this legislation. He will provide specifics on the resolution at the next ANC2A meeting in May.

- The new legislation would not affect the extension of hours proposal, nor other voluntary agreements between the community and individual ABRA establishments.

### **PEPCO**

Bob Dempsey, liaison to ANC2A from PEPCO, announced he was retiring after 40 years of which he served as ANC2A liaison for 15 yrs. He introduced the new liaison, Chris Taylor: [crtaylor@pepco.com](mailto:crtaylor@pepco.com), 202-872-3357.

Chair Harmon expressed her appreciation for all his services and his ability to cut through the red tape. She congratulated him on his retirement.

### **Dr. Bear's University Open House– Children's National Medical Center**

ANC2A was invited to the April 24<sup>th</sup> Open House for Dr. Bear's University – Children's National Medical Center. Commissioner Galka announced he will attend this event and will provide an update at the next ANC2A May meeting.

### **Duke Ellington Park Celebration**

Commissioner Coder announced the Duke Ellington Park Celebration which will be held on April 29, from 2-4pm at the Duke Ellington Park, at Ward Place, 21<sup>st</sup>, M and New Hampshire. Duke Ellington was born in the West End near the park now named in his honor.

Chair Harmon announced that a panel discussion on Duke Ellington will be held at GWU auditorium on April 23rd. It is sponsored by GWU and National Museum of Natural History.

### **Community Courts**

Chair Harmon stated the agenda item on Community Courts will be discussed at the May meeting.

### **Office of the People's Counsel (OPC) - PEPCO \$42.1 million rate increase, smart meters and other topics**

No one from DC People's Counsel was present to discuss rate increases and smart meters.

### **Update on historic Stevens School RFEI process**

Marc Bleyer, from the Deputy Mayor of Education's office, and Nimita Shaw, from the Deputy Mayor of Development's office, presented the update regarding the Stevens School RFEI process.

Nimita Shaw reviewed the timeline and history of the project. They received 6 proposals from development teams and 6 proposals from education teams. After reviewing the proposals, 4 development teams and 5 education teams remained.

Three teams did not meet the criteria:

- EastBank and JDG – did not have a concrete project
- Living Classrooms (charter school) – does not have a charter license in DC
- Capstone Dev (hotel) – didn't submit labor/peace agreement with proposal

All those on the short list have been contacted, and will be introduced to each other, allowing them to decide amongst themselves the pairing. It is up to each team to match with an opposite team (i.e. education team with a development team). The pairing does not have to be one to one.

Ms. Shaw will provide information regarding zoning and height requirements when the joint-teams form.

The requirements for the RFEIP were posted on the website and the process was transparent. One of the requirements applies only to hotel developers. They have to produce a labor/peace agreement, and were provided reasonable time period to produce it. In addition, DC Hotel Act 2012 requires this agreement.

Community discussions centered on the labor/peace agreement that was part of the requirement for hotel developers only. Community members expressed concern that the sole hotel developers had not been qualified as finalist under the RFEI because of its file a Union labor/peace agreement when no other developer has to provide this information. It was also noted that the Union labor/peace agreement is not a legal requirement. Commissioner Corson stated that office buildings proposals did not provide the amenities for the community that a hotel proposal would provide.

Community discussion also centered around Ivymount School and GEMS. Commissioner Coder questioned Ivymount School's revenue funding and how the school was licensed / accredited. Mr. Bleyer stated that Ivymount received funding from private pay and public pay tuition sources (parents and municipalities). The school is classified as a non-profit whereas GEMS is classified as a for-profit. He stated he did not know who licenses special needs schools, but knows they have to be certified, and would follow up.

#### **National Multiple Sclerosis Walk - April 21, 2012**

No one was present to discuss the National Multiple Sclerosis Walk to be held April 21<sup>st</sup>.

#### **Army Ten Miler – October 21, 2012**

A presentation was given on the 28<sup>th</sup> Annual Army Ten Miler, scheduled for Oct 21, 2012. They sought a letter of support from ANC2A. Chair Harmon asked them to provide a draft of the letter.

The race will start and finish at the Pentagon, but enter ANC2A at 18<sup>th</sup> and Virginia Avenue. About 22,000 runners are expected to finish. There will be six five-minute wave starts beginning at 8am. All runners must maintain a 15-minute pace. Those runners who do not maintain that pace will be cut off at mile 7 (14<sup>th</sup> and Independence Avenue). The last runner is expected to cross the finish line at 11am. Medical personnel and ambulances will be stationed every 2 miles along the course. There also will be water and

portable restrooms every 2 miles along the course. Course marshals will be stationed along the course, and MPD will control vehicular traffic. All police jurisdictions will be reimbursed. Metro will open one hour early and there will be restricted bus service at the Pentagon. Course clean up will be completed by 11am. Thereafter, HOV lanes and 14<sup>th</sup> Street Bridge will open.

Chair Coder moved to provide letter of support. Commissioner Corson seconded the motion, which was voted upon and passed. **(VOTES: 4-0) (ATTACHMENT # 1)**

### **Washington Circle Development Proposal**

Iris Miller, professor at Catholic University, presented the plans for Washington Circle proposed by her graduate students. This was also presented to DDOT and Commission of Fine Arts (CFA). DDOT told Ms. Miller they liked her proposals, and many elements had been incorporated into the New Hampshire Avenue improvement plans. Ms. Miller stated that it was not too late for the community to voice their opinion, needs and desires. Her next step involves working with National Park Service (NPS) and reaching out to neighborhoods for funding and public/private partnerships. She needs to get cost analysis. She will also continue working with Casey Trees.

Washington Circle was included in L'Enfant's Plans as a gateway into DC. Washington Circle is essentially a "green roof" since a tunnel is located below. The interior of the Circle is NPS land.

Ms. Miller's goal for Washington Circle was to make it a fun gateway to DC. The plan will not change the traffic pattern, but new traffic lights will be added.

Ms. Miller's includes:

- New plantings would include native trees and sustainable designs. The outer perimeter would include open lawn areas and trees, which would be placed in raised planter beds. This would allow visitors to sit on the edge.
- Refuge islands would be added around the Circle.
- Day and night lighting would be added in the Circle.
- Bicycles would be permitted in the outer perimeter with a separate lane.
- The current cherry trees in the center of the Circle would remain.
- The statue of George Washington on a horse (located in the center) would be raised 3', and be surrounded at the base with 3-step-down circle, and 2 water basins. (Currently, the statue is surrounded by a railing.)
- Activities can be programmed for the center.
- Large entrance areas would be located on the diagonals, with roses and tiny water features, spouts with bronze animals. Even ping-pong tables could be accommodated in these large diagonal open spaces. There would be tables for chess/checkers or for readers and writers.
- A kiosk, providing coffee, tea, cokes and for storage, also would be located in the Circle.
- A rain garden and safe sculptures for children would be located near the kiosk.

- Better signage would be provided, informing visitors of their current location and distances to different DC attractions and monuments. Signage will be similar to that on Howard University campus.

Chair Harmon thanked Professor Miller on her ideas and work regarding Washington Circle and would explore issues regarding funding for her project.

### **Regulatory Agenda**

#### **Matters Before DC Dept of Health**

##### **Sibley Hospital (2440 K St. - certificate of need)**

Representatives of Sibley Hospital presented their request for a certificate of need for a physician office at 2440 M Street, N.W. They requested a letter of support from ANC2A. This expansion project is an internal one, resulting in expansion of office space.

Chair Harmon asked the presenters to draft a template letter of support. Commissioner Coder made a motion to provide a letter of support for a certificate of need for Sibley Hospital to have a physician office space located at 2440 K Street. Commissioner Corson seconded the motion. The motion was voted upon and passed. **(VOTES: 4-0)**

**(Attachment #2)**

#### **Matters Before DC Dept of Health**

##### **GWU Hospital (900 23<sup>rd</sup> St.- certificate of need)**

GWU Hospital presented their request for a certificate of need for the expansion and renovation of the neonatal hospital at 900 23rd Street. They requested a letter of support from ANC2A.

GWU's Neonatal Hospital is expected to have an increased volume, based on census data and the cancellation of these services provided by other health plans, such as Medstar, Unison and Charter Health Medicaid. GWU proposed to increase bassinets from 12 to 20. This expansion project is an internal one, resulting in expansion of office space.

Chair Harmon asked the presenters to draft a template letter of support. Commissioner Coder made a motion to provide a letter of support for a certificate of need for GWU Neonatal Hospital. Commissioner Corson seconded the motion, which was voted upon and passed. **(VOTES: 4-0) (Attachment #3)**

#### **Update on West End Library project**

Commissioner Coder provided the update, stating the project is on track and NCPC had no issues. Thai Restaurant on M Street has been identified as an interim location for the library. In the new building the West End Library Friends will meet in the interior meeting rooms. An interim location for the fire department is also being identified, although there had also been the suggestion to see if other fire stations could absorb West End Fire Station.

#### **GWU Advisory Committee Language in GW Campus Plan**

Chair Harmon discussed the comments made by Chairman Hood at a Zoning Commission meeting, indicating a willingness to accept a minor modification to the GWU Campus Plan relating to language pertaining to the “Advisory Committee.” GWU staff and the ANC will discuss this modification with the hope that it can be stipulated.

### **DC Water Projects: Cross Town Tunnel Rehabilitation and Small Diameter Water Main Replacement**

Emmanuel Briggs of DC Water presented information on two projects undertaken in the area: Cross-Town Tunnel Rehabilitation and Small Diameter Water Main Replacement.

As part of its Capital Improvement Program, DC Water will replace existing 12-inch and smaller cast iron water mains in various locations throughout the city. This effort will improve water quality, system reliability, water pressure and adequate flows. They will also replace service lines in public space as needed and fire hydrants. Construction is expected to start July 2012 and be completed by December 2012. Normal work hours will be from 9:30am to 3:30pm, Monday through Friday. Service interruptions will be minimal, lasting between 2-4 hours. If a planned temporary water service shut-off is necessary, residents will be given a 48 hour notification in advance. Lane closures may be required. No parking signs may be placed around the job sites. Notifications regarding “no parking” zones will be posted 72 hours prior to construction.

The Cross Town Tunnel Project will affect the major trunk service line that transports 70% of water line for DC. Most of the work will occur on 25<sup>th</sup> and N Streets, where the 25<sup>th</sup> Street shaft will be demolished in order to access the tunnel where the leakage was detected under Rock Creek Parkway. Normal work hours will be 7am to 7pm, Monday through Friday. Contractors will finish at 4pm. Night work or weekend work may occur on an as-needed basis. Weekend work won’t begin at 7am and advanced notification will be issued. A temporary work area will be located at the northeastern portion of 25<sup>th</sup> and N Streets, NW. The northern section of the sidewalk and parking lane on 25<sup>th</sup> street will be temporarily closed. Traffic control (signage and barriers) will be set up. Temporary sound walls will be constructed to control the impact of noise on nearby residents and businesses. Noise and vibration levels will be monitored. The work is expected to finish at the end of May.

Commissioner Coder stated many of her constituents are reporting and complaining about early morning construction activities (as early as 3:30am, or 5:00 am) when contractors and delivery trucks arrive or equipment is warmed up. Chair Harmon requested a phone number to report early morning complaints.

### **Matters before ABRA Arrowine**

Arrowine presented its request for an application for wine and spirits shop located at 2175 K Street (600sq ft), with hours of operation from 9am-9pm, Monday – Saturday. The permit will include tastings within the store. Representatives from Arrowine stated they will only provide organically grown wines, and will not provide tobacco or lottery

tickets. It will not be a grocery store. They will not have early morning deliveries. Arrowine has another store in Arlington.

In response to questions from community members about avoiding parking and car drop-off issues through delivery service, representatives from Arrowine stated they will wait until the customers dictate a demand to provide delivery services, but were open to exploring such service.

Arrowine requested a letter of support or of no objection from ANC2A. Chair Harmon made a motion to support the application from Arrowine for a wine and spirits store at 2175 K Street. Commissioner Coder seconded the motion, which was voted upon and passed. **(VOTES 4-0) (Attachment # 4)**

### **Columbia Plaza Market**

Representatives from Columbia Plaza Market were not present to discuss their request. Chair Harmon stated they will be able to present at the May meeting.

### **Mayor's Proposal to Expand Hours of Operation for ABRA establishments**

Chair Harmon stated ANC2A opposes Mayor's proposed budget legislation to raise additional revenues from ABRA establishments by expanding the hours to 3am on Sunday-Thursday, and 4am on Friday-Saturday. Commissioner Corson will testify at Committee of the Whole on April 30.

She presented a draft resolution. Commissioners and community members suggested revisions. Chair Harmon presented the motion to approve the resolution as revised. Commissioner Coder seconded the motion, which was voted upon and passed. **(VOTES 4-0) (Attachment #5)**

### **Single Sales - Riverside Liquors and FoBoGro**

Chair Harmon stated these agenda items will be moved to the May meeting due to time constraints.

### **Budget 2012**

Commissioner Galka presented FY2012 budget. Chair Harmon stated a balanced budget was proposed, and ANC2A had additional funds in a savings account that could be used for special needs. Any expenditures from this savings account would require a vote by ANC2A in a publicly noticed ANC meeting.

Community member Barbara Kahlow asked about purchases of services and previous five years of data.

Chair Harmon made a motion to approve 2012 Budget. Commissioner Coder seconded the motion, which was voted upon and passed. **(VOTES: 4-0) (Attachment #6)**

### **4<sup>th</sup> Quarterly Report 2012 (January – March 2012)**

Chair Harmon made a motion to approve the 2<sup>nd</sup> Quarterly Report of 2012.  
Commissioner Coder seconded the motion, which was voted upon and approved.  
**(VOTES: 4-0) (Attachment #7)**

The meeting was adjourned at 9 p.m.

**ATTACHMENT # 1:            28<sup>th</sup> Annual Army Ten Miler – October 21, 2012**

Government of the District of Columbia  
Foggy Bottom and West End  
Advisory Neighborhood Commission 2A



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c/o West End Library

1101 24<sup>th</sup> St., N.W.

Washington DC 20037

April 25, 2012

Mr. George Banker  
Operations Manager  
Army Ten-Miler  
103 Third Ave., SW, Bldg 45  
Washington, DC 20319

RE: 28<sup>th</sup> Army Ten-Miler, Sunday, October 21, 2012

Dear Mr. Banker:

At its regularly scheduled meeting on April 18, 2012, the Foggy Bottom and West End Advisory Neighborhood Commission (ANC) 2A, with a quorum of four of the six commissioners present at a duly-noticed public meeting, voted 4-0 to support the 28<sup>th</sup> Army Ten-Miler, Sunday, October 21, 2012. ANC 2A appreciates your working to minimize potential vehicle and pedestrian traffic disruption within our neighborhoods. The Commission wishes you much success with this year's race. Please let me know if you have any questions.

Sincerely,

Florence Harmon  
Chair, ANC 2A

**ATTACHMENT # 2: Sibley Hospital, Certificate of Need for DC-SHPDA for Physician's Office, 2440 M Street, N.W.**

Government of the District of Columbia  
Foggy Bottom and West End  
Advisory Neighborhood Commission 2A



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c/o West End Library                      1101 24<sup>th</sup> St., N.W.                      Washington DC 20037

April 25, 2012

Dr. Mohammad Akhter  
Director, DC Department of Health  
899 North Capitol Street, NE  
Washington, DC 20002

**RE: Sibley Hospital, Certificate of Need for DC-SHPDA for Physician's Office, 2440 M Street, NW**

Dear Dr. Akhter:

At Advisory Neighborhood Commission (ANC) 2A's duly noticed, regularly scheduled meeting on April 18, 2012 with four of the six commissioners present, constitution a quorum, the ANC considered Sibley Hospital's Certificate of Need for DC-SHPDA approval for a physician office at 2440 M Street, NW.

After a community presentation by representatives of Sibley Hospital, the ANC voted unanimously (4-0) to support the Certificate of Need request. Please let me know if I can answer any questions in this matter.

Respectfully submitted,

Florence Harmon  
Chair

cc: Jerry Price, SVP for Real Estate and Construction, Sibley Hospital

**ATTACHMENT #3: GWU, Certificate of Need for DC-SHPDA for Renovation and Expansion of Neonatal Bassinets, 900 23<sup>rd</sup> Street, NW**

Government of the District of Columbia  
Foggy Bottom and West End  
Advisory Neighborhood Commission 2A



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c/o West End Library      1101 24<sup>th</sup> St., N.W.      Washington DC 20037

April 25, 2012

Amha Selassie, Director  
State Health Planning and Development Agency  
825 North Capitol Street, NE  
Third Floor  
Washington, DC 20002

**RE: The George Washington University Hospital, Certificate of Need for DC-SHPDA for Neonatal Bassinets, 900 23<sup>rd</sup> Street, NW**

Dear Director Selassie:

At Advisory Neighborhood Commission (ANC) 2A's duly noticed, regularly scheduled meeting on April 18, 2012 with four of the six commissioners present, constitution a quorum, the ANC considered George Washington University (GWU) Hospital's Certificate of Need for DC-SHPDA approval for the hospital's plan to renovate and expand its Neonatal Intensive Care Unit from 12 to 20 bassinets at 900 23<sup>rd</sup> Street, NW.

After a community presentation by representatives of GWU Hospital, the ANC voted unanimously (4-0) to support the Certificate of Need request. Please let me know if I can answer any questions in this matter.

Respectfully submitted,

Florence Harmon  
Chair

cc: Kimberly Russo, Chief Operating Officer, GWU Hospital

**ATTACHMENT #4:           ARROWINE – Retail Class A License**

Government of the District of Columbia  
Foggy Bottom and West End  
Advisory Neighborhood Commission 2A



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c/o West End Library                      1101 24<sup>th</sup> St., N.W.                      Washington DC 20037

April 25, 2012

Alcoholic Beverage Control Board  
2000 14<sup>th</sup> Street, NW  
400 South  
Washington, DC 20009

Attention: Fred Moosally, Director  
Alcoholic Beverage Regulation Administration

Re:    ABRA-089200  
      Arrowine DC, LLC  
      2175 K Street, N.W.  
      New Retail Class A

Dear Members of the Board:

At its regular meeting on April 18, 2012, the Foggy Bottom and West End Advisory Neighborhood Commission (ANC) 2A considered the above-referenced new application. With a quorum of four of six commissioners present at a duly-noticed public meeting, ANC 2A voted 4-0 to support the Retail Class A license application of Arrowine.

ON BEHALF OF THE COMMISSION

Respectfully submitted,

Florence Harmon  
Chair

Copies: Martha Jenkins, ABRA General Counsel  
          Sarah Fashbaugh, Adjudication Assistant  
          Michael Fonseca, Counsel to applicant

**ATTACHMENT # 5: Hours Extension - Off-Premises/ On-Premises Alcohol Amendment Act**

Government of the District of Columbia  
Foggy Bottom and West End  
Advisory Neighborhood Commission 2A



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c/o West End Library      1101 24<sup>th</sup> St., N.W.      Washington DC 20037

April 29, 2012

The Honorable Kwame Brown, Council Chair  
Chair, Committee of the Whole  
Council of the District of Columbia  
1350 Pennsylvania Avenue, Suite 504, NW  
Washington, DC 20004

The Honorable Jim Graham  
Chair, Committee on Human Services  
Council of the District of Columbia  
1350 Pennsylvania Avenue, Suite 105, NW  
Washington, DC 20004

Re: "Off-Premises Alcohol Amendment Act"  
"On-Premises Alcohol Amendment Act"

Dear Council Chair Brown and Councilman Graham:

At its regularly scheduled meeting on Wednesday, April 18, 2012, the Foggy Bottom & West End Advisory Neighborhood Commission 2A (ANC 2A) discussed the above proposed budget legislation by Mayor Gray that permits extended hours for an ABC licensee until 3:00 am on Sunday through Thursday and 4:00 am on Friday and Saturday nights as a matter of right in the absence of a voluntary agreement.

ANC 2A notes that issues associated with peace, quiet and order would not be addressed by this legislation and opposes its passage.

We oppose this proposed legislation because it does not address significant public safety and neighborhood peace, quiet and order issues as many of these after-hours establishments are located adjacent to residential areas.<sup>1</sup>

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<sup>1</sup> As noted in its resolution dated January 18, 2012 to the Honorable Jim Graham, Chair, Committee on Human Services, ANC 2A notes that issues associated with peace, quiet and order would be addressed by "Reimbursable Detail Expansion and Promoter Regulation Act of 2011" proposed by Councilmember Jack Evans and strongly supported its passage. We understood that Councilman Graham had not released this legislation to the Committee on Human Services and respectfully requested that he do so immediately. However, the Committee did not do so. An MPD reimbursable police detail would address these important issues; therefore, ANC respectfully requests that Councilman Graham permit this important legislation to

Accordingly, with four of the six commissioners in attendance, a quorum at a duly noticed, regularly scheduled public meeting, the attached motion was unanimously approved.

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ANC 2A RESOLUTION ON “OFF-PREMISES ALCOHOL AMENDMENT ACT”  
“ON-PREMISES ALCOHOL AMENDMENT ACT”

WHEREAS Mayor Vincent Gray's Fiscal Year 2013 Budget includes an expansion of alcohol sales both on and off-premise through the Off-Premises Alcohol Amendment Act” and “On-Premises Alcohol Amendment Act”;

WHEREAS Councilmember Jim Graham, Chairman of the Committee on Human Services, held a hearing on this proposal on April 17, 2012 in the John A. Wilson Building;

WHEREAS Chairman Kwame Brown of the Committee of the Whole will hold a hearing on this proposal as part of the Fiscal Year Budget Support Act on April 30, 2012 in the John A. Wilson Building;

WHEREAS this extension of hours for ABRA licensees in the proposed legislation would apply to every establishment in Foggy Bottom and the West End that does not currently have a voluntary agreement limiting hours;

WHEREAS certain establishments that serve alcohol in Foggy Bottom and West End already cause the community problems and hardship;

WHEREAS certain ABRA licensees, who are adjacent to residential areas, have not addressed noise, traffic, and other safety issues that are created when certain ABC licensed establishments close and their patrons spill over into adjacent residential areas where they have parked and disturb sleeping residents;

WHEREAS Metrorail has no plans to extend its hours past 3:00 am; press reports and testimony of ABRA Director Fred Moosally indicate that the Mayor’s original revenue estimates might have overlooked excluding establishments with restricted hours in ANC voluntary agreement; and other infrastructure support and budget analysis needs to be done before extended hours are approved for ABRA licensees;

WHEREAS this proposal is likely to force ANC 2A to "protest" every ABRA application to protect ourselves from later alcohol hours, expending additional community and governmental time and resources;

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come forth for full consideration. Public safety concerns necessitate passage of this legislation, and actually, an MPD detail would be advantageous and cost effective for after-hours establishments.

**THEREFORE BE IT RESOLVED** that the Foggy Bottom and West End Advisory Neighborhood Commission ANC 2A unanimously opposes the proposed expansion of hours for alcohol establishments in the “Off-Premises Alcohol Amendment Act” and “On-Premises Alcohol Amendment Act” as part of the fiscal year 2013 budget proposed by Mayor Vincent Gray.

ON BEHALF OF THE COMMISSION:

Sincerely,

Florence Harmon  
Chair

cc: Mayor Vincent Gray  
Council member Jack Evans, Ward 2  
At-large Council member Michael Brown  
At-large Council member David Catania  
At-large Council member Phil Mendelson  
At-large Council member Vincent Orange  
Chief Cathy Lanier, MPD  
Fred Moosally, Director, Alcohol Beverage Regulatory Administration

**ATTACHMENT #6:        ANC2A 2012 Budget**

Filed with D.C. Auditor's Office

**ATTACHMENT #7:           ANC2A 2nd Quarterly Report 2012**

Filed with D.C. Auditor's Office and available at: [www.dcauditor.org](http://www.dcauditor.org)