

ANC 3E Meeting Minutes for October 11 2007

Lisner-Louise-Dickson-Hurt Home

7:30 pm

The meeting opened at 7:30 pm. Commissioners McVey, Sullivan, Sherman, Eldridge and Primor were in attendance.

Announcements:

Chairperson McVey announced Community Zoo Day would be held at the Lisner-Louise-Diskson-Hurt Home on Saturday, October 13. Commissioner Primor announced that she would shortly be resigning as she was moving outside of the boundaries of ANC 3E. Commissioner Sullivan announced that there would be a public meeting regarding the RFP for the Janney School / Tenley-Friendship Library land sale on October 16th at St. Columbus Church at 7:00 pm.

Open Forum:

A representative from the friends of Chevy Chase Park requested support from the Commission to buy and install additional playground equipment for the park at 41st Street and Livingston. The equipment would address the needs of children between the ages of 5 and 12 years. Commissioner Eldridge moved to support the motion and this was seconded by Commissioner Sherman. The motion passed by a vote of 5-0.

Steve Posniak presented an update of the proposed metro fares and announced that a meeting would be held to discuss the 30 line on October 18 at St. Columbus Church at 6:30 pm and a second meeting held on October 24th.

Update from PSA 202:

No representative from PSA 202 was in attendance at the meeting.

Discussion of and possible vote on a resolution regarding the issuance of a RFP for public land prior to an official legislative determination that the public land is actually surplus:

Commissioner Sullivan reviewed title 10 of the DC Code, which governs the sale or 20 year minimum lease, of public lands, which requires that such land be determined to be "no longer required for public purposes" by the Council before the Mayor can dispose of it. It is anticipated that any such request that the land be deemed "no longer required for public purposes" will precede the issuance of an RFP;

She pointed out that the land at Janney Elementary School and the Tenley-Friendship Library belongs to the citizenry and therefore is public land and that there was a question as to whether there exists any land at the Janney Elementary /Tenley-Friendship Library site that is "no longer required for public purposes".

Commissioner Sullivan moved to propose a resolution that ANC 3E strongly oppose the issuance of any RFP for (or other solicitation of offers on or interest in) private development on the Janney Elementary/Tenley-Friendship Library sites prior to an official Council vote declaring the land "no longer required for public purposes".

Commissioner Eldridge moved to second the resolution. The resolution was passed by a vote of 5-0.

A resolution to agree with ANC 3/4G to postpone the Chevy Chase Historic District Survey for six months while HPO creates new guidelines for dealing with Chevy Chase properties:

The discussion was tabled until the November 2007 meeting.

Discussion of and possible vote on public space permit applications from DDOT for the proposed Commerce Bank located on Wisconsin Avenue:

Ken Laden was introduced as the representative from DDOT. K. Dumas, J. Harrison and S. Woolford were introduced as representatives for the Commerce Bank. The community heard first from Mr. Laden that it was the intent of the Bank to widen the alley by 3 feet for use as a driveway for ingress of customers to the proposed parking lot and the proposed two drive-through lanes. He described the plan for driveways on Wisconsin Avenue and Ellicott Street for the purposes of ingress and egress to the proposed queuing lanes for the drive-through service. The floor was opened to comments from the community and it was noted that the application must include a stone or brick wall, or thickly planted evergreens between the parking lot and the alley, that the queuing lanes do not meet District of Columbia requirements and that the plans do not show an exclusive use of the queuing lanes as required by DC regulations. Comments from the Commission supported community sentiment and also noted the discrepancy between the plans provided to the affected residents and members of ANC 3E and the plans in the Public Space application. Additional comments from Commissioner Eldridge and Chairperson McVey also mentioned the following:

- That the permits issued by DDOT allow for "alteration and repair" and that the existing structures have recently been razed.
- That the permit describes the proposed use of the property as a "theatre".

- That, while the proposal for the bank is a "Use as a Matter of Right", neither the widening of an alley, nor the provision of continuous customer vehicle ingress through a residential boundary zone alley into a commercial property's drive-through zone is a "Use as a Matter of Right".
- That a "Drive-Through Establishment" is not a "Use as a matter of Right" in a C2A zone.
- That a "Drive-through establishment" is a "Prohibited Use" under District of Columbia regulations.

A special public meeting was called for October 20, 2007 at which Chairperson McVey requested DDOT send a traffic engineer familiar with the project to answer community concerns.

Commissioner Eldridge moved that a resolution be passed to appeal the issuance of a permit for 4849 Wisconsin Avenue NW and that DCRA immediately issue a "stop-work" order on the site, including an order to suspend permits already issued. The Commissioner also asked that the resolution state that affected residents and ANC 3e be provided with accurate copies of all permits, permit applications, and permit plans and drawing pertaining to the proposal for 4849 Wisconsin Avenue NW. Commissioner Sherman seconded the resolution and the vote was passed by 5-0.

ANC Business:

Approval of the August and September minutes:

The meeting minutes for August 2007 and September 2007 were tabled until the November 2007 meeting.

Approval of the September financial report:

The September financial report was approved unanimously.

There being no further business the meeting adjourned at 10:00 pm.

Respectfully submitted,

Amy McVey, Chair ANC 3E