

8. Numerous other landowners would no doubt then seek and expect to receive similar support for their over height and/or solid fences, and the ANC (and Public Space Commission) would have no reasonable basis to oppose such applications.

9. Other landowners who prefer either no fence around the public parking abutting their homes, or fences smaller than 42 inches or fences that in some manner are transparent, would complain – justifiably – that the ANC has essentially chosen to read the decades-old rule out of the rule book.

10. Supporting such applications would therefore create an untenable situation.

NOW THEREFORE BE IT RESOLVED:

1. Because the Applicants have not provided a compelling rationale to depart from the longstanding rule that fences in public space may not exceed 42 inches, it would not be in the public interest to support their application to install an over height fence, and the ANC must therefore oppose it.

The resolution passed by a vote of ___-___-___ at a properly noticed meeting held on December 12, 2019, at which a quorum was present, with Commissioners Bender, Ehrhardt, Hall, McHugh, Quinn, in attendance.

ANC 3E

by Jonathan Bender
Chairperson