



# GOVERNMENT OF THE DISTRICT OF COLUMBIA

## Dupont Circle Advisory Neighborhood Commission 2B

### Regular Meeting Minutes

Wednesday, October 12th, 2022; 7:00 p.m.  
Online via Zoom

### Call to Order

The regular October 2022 meeting of the Dupont Circle Advisory Neighborhood Commission (Commission or ANC 2B) was called to order by Chair Meg Roggensack at 7:02 pm.

### Introduction of Commissioners

The Commissioners identified their single member districts (SMDs). Present were: Meg Roggensack (2B01), Jeffrey Rueckgauer (2B02), Robin Nunn (2B03), Christopher Davis (2B04), William Herbig (2B05), Mike Silverstein (2B06), Randy Downs (2B07), and Kyle Mulhall (2B09).

### Adoption of the Agenda

Commissioner Silverstein moved to adopt the ANC's meeting agenda. Commissioner Herbig seconded the motion, which was voted on and passed (VOTES: 8-0-0).

### Announcements and Public Comments

#### Update from the Department of Human Services and Miriam's Kitchen Regarding Efforts to Accelerate the Transition to Housing for Individuals Experiencing Homelessness

William Kuennen, the Homeless Services Program Manager for the Department of Human Services (DHS), and Andy Wassenich, the Assistant Director of Outreach for Miriam's Kitchen, gave an update regarding efforts to accelerate the transition to housing for individuals experiencing homelessness.

#### Update from the Office of Attorney General for the District of Columbia Regarding Pending Zoning Commission Actions Relating to the Applicability of Inclusionary Zoning in Downtown Development Zones and a Racial Equity Analysis Tool

Alexandra Cain, an Assistant Attorney General for the Office of the Attorney General for the District of Columbia (OAG), gave an update regarding pending Zoning Commission actions relating to the applicability of Inclusionary Zoning in downtown development zones and a racial equity analysis tool.

### Commissioner Announcements

Commissioners Rueckgauer, Mulhall, Downs, and Silverstein gave commissioner announcements

#### Committee Updates

Commissioner Rueckgauer, Chair of the ANC's Mobility Committee (MC), gave committee updates.

#### Reports from DC Government Representatives

Brian Romanowski, the Constituent Services Director for Councilmember Brooke Pinto's Office, gave DC Government reports.

#### Other Public Announcements and General Comments or Future Agenda Items

Susan Volman, the President of the Dupont Circle Citizens Association (DCCA); Bill McLeod, the Executive Director of Historic Dupont Circle Main Streets (HDCMS); and Nick DelleDonne, the President of the Dupont East Civic Action Association (DECAA), gave other public announcements and general comments or future agenda items.

#### **Alcoholic Beverage Control Board Agenda**

##### Taberna Del Alabardero – Application for a Substantial Change to the Establishment's Retailer's Class "C" Restaurant License at 1776 I Street NW

*The Commission did not take any action regarding this matter.*

##### Consideration of Several Alcoholic Beverage License Renewal Applications for Taverns and Nightclubs

*The Commission did not take any action regarding this matter.*

#### **Land Use Agenda**

##### 1746 S Street NW – Concept / Renovation and Rehabilitation of Home with Alteration/Addition to the Rear

Commissioner Herbig moved to adopt a proposed resolution regarding the matter. Commissioner Rueckgauer seconded the motion, which was voted on and passed (VOTES: 8-0-0). The resolution reads as follows:

WHEREAS, OPaL, LLC dba 1746 S Street, LLC has submitted Historic Preservation Review Board (HPRB) application #22-490 for the renovation of the property at 1746 S Street NW, zoned RA-08 and located within ANC 2B01, for the purpose of converting a single-family home into a multi-family residential building,

WHEREAS, 1746 S Street NW is a contributing building in the Dupont Circle Historic District,

WHEREAS, ANC 2B's Land Use Committee (LUC) reviewed the submitted concept plans at its duly-noticed monthly meeting conducted both in-person and via Zoom on October 6, 2022,

WHEREAS, the concept plans include renovation and rehabilitation of the existing home with alteration/addition to the rear elevation.

WHEREAS, neighboring properties have similar massing and the additions have been designed to match them, and

WHEREAS, by law, the HPRB gives "great weight" to recommendations in duly adopted ANC resolutions and carefully considers the views of community organizations and citizens per DC Code 1-309-10 (d)(3)(a).

THEREFORE, BE IT RESOLVED that ANC 2B supports HPRB application #22-490 pursuant to the following:

- Continued engagement with adjacent neighbors and affected parties to share facade details and finishes (including balcony railings and siding type) as confirmed.

BE IT FURTHER RESOLVED that ANC 2B requests that the ANC's Chair, the Land Use Committee's Chair, and the ANC's Executive Director be sent copies of the final concept design and actions as approved by the HPRB and/or HPRB staff.

2012 P Street NW – Concept / Renovation and Rehabilitation of Building with Alteration to Second Floor and Rooftop Addition

Commissioner Herbig moved to adopt a proposed resolution regarding the matter. Commissioner Mulhall seconded the motion, which was voted on and passed (VOTES: 8-0-0). The resolution reads as follows:

WHEREAS, 2012 P Street, Inc. has submitted Historic Preservation Review Board (HPRB) application #22-484 for the renovation of the property at 2012 P Street NW, zoned MU-18 and located within ANC 2B02, for the purpose of extending the existing second story and adding a third level for additional storage,

WHEREAS, 2012 P Street NW is a contributing building in the Dupont Circle Historic District,

WHEREAS, ANC 2B's Land Use Committee (LUC) reviewed the submitted concept plans at its duly-noticed monthly meeting conducted both in-person and via Zoom on October 6, 2022,

WHEREAS, the concept plans include extending the building's existing second story towards the rear lot line to cover all of the existing first floor and adding a third level that would cover approximately 2/3 of the existing footprint and set back 30 feet from the building's front façade,

WHEREAS, neighboring properties have similar massing and the additions have been designed to match them,

WHEREAS, ANC 2B and the Historic Preservation Review Board previously reviewed and supported a virtually identical application in 2016 (HPRB #16-525), and

WHEREAS, by law, the HPRB gives "great weight" to recommendations in duly adopted ANC resolutions and carefully considers the views of community organizations and citizens per DC Code 1-309-10 (d)(3)(a).

THEREFORE, BE IT RESOLVED that ANC 2B supports HPRB application #22-484 pursuant to the following:

- Review visual impacts of any upper additions, including rooftop mechanicals and any required life safety fencing, from locations along P Street NW, and
- Consider layout and design to accommodate uses beyond storage, including location of vertical circulation, potential for rear windows, and use of front roof deck, accessed from new third floor, that would not violate historic district standards.

BE IT FURTHER RESOLVED that ANC 2B requests that the ANC's Chair, the Land Use Committee's Chair, and the ANC's Executive Director be sent copies of the final concept design and actions as approved by the HPRB and/or HPRB staff.

## **General Agenda**

### **Consideration of a Resolution Regarding DC Council Bill B24-0433 – the "Rightsizing Residential Permit Parking Regulation Amendment Act of 2021"**

Commissioner Rueckgauer moved to adopt a proposed resolution regarding the matter. Commissioner Downs seconded the motion, which was voted on and passed (VOTES: 8-0-0). The resolution reads as follows:

WHEREAS, DC Council Bill 24-0433, the "Rightsizing Residential Permit Parking Regulation Amendment Act of 2021," was introduced on October 6, 2021 by Councilmembers Christina Henderson and Brooke Pinto for the purpose of changing the

basis of the District’s residential parking zones from the Ward boundaries to the boundaries of individual Advisory Neighborhood Commissions (ANCs),

WHEREAS, in July 2018 ANC 2B passed and submitted a resolution containing its recommendations and suggestions for a curbside management program and pilot to then-Director of the District Department of Transportation (DDOT) Jeff Marootian and Councilmember Mary Cheh, Chair of the DC Council’s Committee on Transportation and the Environment. Key elements of that resolution include:

- Establishing smaller parking zones to reduce the number of resident permit vehicles competing for parking spaces, eliminating misuses such as “commuter parking” for Metrorail,
- Converting all public parking spaces within the zones to pay-to-use at all times,
- Replacing the existing residential permit parking (RPP) program with resident permits and special-use passes for visitors, workers, contractors, etc., entitling and prioritizing those vehicles for parking at legal spaces in the zone with no additional charge,
- Establishing flexible use spaces to best allocate spaces to needs based on the time of day and the day of week, such as loading zones and pick-up drop-off (PUDO) zones, along commercial stretches and adjoining streets,
- Implementing variable-rate parking fees to reflect availability, discourage parking for long periods, and encourage use of travel modes other than cars to come to the area,
- Recognizing that DC Council action would be required to establish new zones, authorize new payment technology, or implement interagency data access, and
- Stating that while ANC boundaries were suggested for a pilot, immutable geographic rather than variable political boundaries were recommended for any permanent implementation.

WHEREAS, ANC 2B’s resolution identified that establishing smaller parking zones alone would not improve the user experience or benefit residents without concurrent overhaul of the curbside and parking frameworks,

WHEREAS, DC Council Bill 24-0433 makes mention of “other innovative parking solutions on residential streets near commercial centers,” however the bill does not establish their scope or a definitive timetable for their implementation,

WHEREAS, changing the parking zone boundaries without concurrent rollout of a revamped parking and curbside management framework is more likely to create a more difficult parking situation for areas such as Dupont Circle, which has heavily oversubscribed RPP plus substantial competition for spaces from commercial and nightlife activities,

WHEREAS, the lack of timely and consistent enforcement in existing RPP zones already results in significant difficulties for residents and visitors and reducing the size and

increasing the quantity of RPP zones will most likely result in an even more frustrating parking situation in ANC 2B, and

WHEREAS, in early 2022 DDOT conducted a survey of parking in the Dupont Circle area that needs to be publicly released and its relevance to the bill needs to be discussed as it also reflects reduced pandemic levels of activity.

THEREFORE, BE IT RESOLVED that ANC 2B does not support DC Council Bill 24-0433 as submitted.

BE IT FURTHER RESOLVED that ANC 2B asks Councilmembers Henderson and Pinto to work with stakeholders, especially in Ward 2, where there are several ANCs having similar concerns, to amend the bill with a concurrent improved parking and curbside framework or to withdraw the bill and develop new frameworks that will make RPP rightsizing successful.

Consideration of a Resolution Regarding the 90% Design Plans for the District Department of Transportation's K Street Transitway Project

Commissioner Rueckgauer moved to adopt a proposed resolution regarding the matter. Commissioner Downs seconded the motion, which was voted on and passed (VOTES: 8-0-0). The resolution reads as follows:

WHEREAS, on September 20, 2022 the District Department of Transportation (DDOT) presented its planned 90% design for the K Street Transitway Project to ANC 2B's Mobility Committee (MC),

WHEREAS, ANC 2B previously provided feedback to DDOT's 65% design in April 2022,

WHEREAS, DDOT has not yet addressed ANC 2B's concerns regarding the safety and usefulness of the bike lanes, specifically:

- Lack of proper, safe transition at the eastern (12th Street NW) and western (20th Street NW) termini of the project to allow cyclists to seamlessly and safely continue travel beyond the transitway, as well as provisions for future bike lane or transit projects,
- Ensuring the transition at 12th Street NW is properly designed to prevent cyclists from being stuck in a two-stage queue box trying to reach the 11th Street NW bike lanes, and
- Lack of safe entry and exit points for cyclists at intersections within the transitway is like building a freeway without on and off ramps.

WHEREAS, while ANC 2B is encouraged that there is ongoing discussion with stakeholders to identify where ADA and pick-up drop-off (PUDO) spaces must be

provided along the north side of K Street NW, the ANC requests that they be part of the final design,

WHEREAS, since there is a need to provide adequate full-length sidewalks for pedestrians to reach the corners from the bus stops, ANC 2B requests that these be incorporated in the final design,

WHEREAS, ANC 2B previously identified the need for concise and well-situated signage to guide drivers, pedestrians, and cyclists,

WHEREAS, since ANC 2B previously identified the need for signal timing to be optimized for smooth and efficient movements of pedestrians, cyclists, buses, and vehicles crossing the transitway, while deterring illegal movements, the ANC reiterates its request that signal timing be designed to accomplish these objectives,

WHEREAS, since ANC 2B previously identified the need for affirmative enforcement mechanisms to prevent unauthorized vehicles from illegally making left turns across the transitway, entering into the bus lanes, or other traffic control violations, the ANC reiterates this must be implemented as part of the as-delivered solution and not deferred as a subsequent add-on feature,

WHEREAS, ANC 2B previously requested a snow and ice removal plan for the transitway, including the sidewalks and bike lanes, and

WHEREAS, since ANC 2B previously requested that the transitway be designed and constructed to be compatible with a potential future DC Streetcar route, the ANC reiterates its request that such factors be incorporated into the final design and the delivered solution to avoid costly and disruptive reconstruction.

THEREFORE, BE IT RESOLVED that ANC 2B continues to support the K Street Transitway Project and urges DDOT to incorporate the items identified herein as part of the final design.

#### Consideration of a Resolution Regarding Promoting the Green Canopy

Chair Roggensack moved to adopt a proposed resolution regarding the matter. Commissioner Silverstein seconded the motion, which was voted on and passed (VOTES: 8-0-0). The resolution reads as follows:

WHEREAS, Washington, DC's tree canopy provides vitally important benefits, including improving air quality, reducing the "heat island" effect of impervious urban hardscape, supporting emotional and physical well-being, and serving as a front-line countermeasure to climate change by helping trap greenhouse gasses,

WHEREAS, the District of Columbia has pledged to make the city the greenest, healthiest, and most livable by 2032 with a tree canopy of at least 40% coverage,

WHEREAS, a sustainable and thriving tree canopy depends upon protecting and preserving existing trees, particularly “special trees” as defined by law, and expansion of the canopy through planting additional trees of same or similar specimens where possible,

WHEREAS, green interventions, such as rain gardens, pollinator attractors, and similar plantings, can complement and enhance tree canopy protection, preservation, and expansion efforts,

WHEREAS, the District Department of Transportation (DDOT) rates Dupont Circle’s tree canopy coverage as below average and stagnant,

WHEREAS, there is a direct correlation between removal or loss of trees and detrimental consequences such as increased stormwater runoff, resulting in ecosystem degradation or loss,

WHEREAS, the majority of the District’s tree canopy resides in private space,

WHEREAS, trees on private property are legally protected from detrimental effects from construction or other intentional damage or removal through the Urban Forest Preservation Act, the Tree Canopy Protection Amendment Act, and the Urban Forest Preservation Stop Work Order Authority Emergency Amendment Act, to protect “heritage trees” and “special trees,” and

WHEREAS, the Dupont Circle community has a shared and vested interest in ensuring that the tree canopy within its boundaries is protected, well maintained, and expanded through in-kind plantings.

THEREFORE, BE IT RESOLVED that ANC 2B hereby establishes an official policy to be incorporated into its Policies and Procedures Manual that, as a condition of approval, future land use, transportation, infrastructure, and other public space proposals must clearly demonstrate that they will affirmatively protect and preserve the existing public and private tree canopy at the project site through specific measures and, where possible, expand the existing canopy and green space through additional measures.

BE IT FURTHER RESOLVED that ANC 2B will establish a policy to support commissioner education and training on the existing tree canopy and green space issues and opportunities in order to inform their review of proposals in their single member district (SMD) and to identify for the ANC the impacts on the existing tree canopy and green space.

BE IT FURTHER RESOLVED that ANC 2B will establish a policy to educate and engage the community in efforts to build awareness of and support the attainment of DC laws and policies to protect, preserve, and expand the urban tree canopy.



BE IT FURTHER RESOLVED that ANC 2B will implement measures to inventory the private tree population within the Dupont Circle neighborhood, identify any existing private initiatives to protect and preserve these trees, and evaluate additional needs for protection and preservation.

BE IT FURTHER RESOLVED that ANC 2B will pursue partnerships with public and private stakeholders to support the establishment in Dupont Circle of an initiative such as Trees for Georgetown in order to support protection and preservation of the existing tree canopy as well as the planting of new, in-kind trees in order to maintain and expand Dupont Circle's canopy, as well as other opportunities to sustainably "green" the Dupont Circle community.

### **Administrative Matters**

#### **Approval of the ANC's Regular September 2022 Meeting Minutes**

Commissioner Rueckgauer moved to approve the ANC's regular September 2022 meeting minutes. Commissioner Herbig seconded the motion, which was voted on and passed (VOTES: 8-0-0).

#### **Approval of the ANC's FY 2022 Quarter 4 Financial Report**

Commissioner Mulhall moved to approve the ANC's FY 2022 Quarter 4 financial report. Commissioner Silverstein seconded the motion, which was voted on and passed (VOTES: 8-0-0).

#### **Approval of the ANC's FY 2023 Budget**

Chair Roggensack moved to approve the ANC's FY 2023 budget. Commissioner Silverstein seconded the motion, which was voted on and passed (VOTES: 8-0-0).

#### **Approval of Proposed General Policies to Promote the Green Canopy**

Chair Roggensack moved to adopt proposed general policies regarding the matter. Commissioner Herbig seconded the motion, which was voted on and passed (VOTES: 8-0-0). The general policies read as follows:

ANC 2B requires that all land use, transportation, infrastructure, public space, and related proposals submitted clearly identify any site impacts on the existing tree canopy and outline how the proposal will affirmatively protect and preserve the existing canopy, including specific site interventions.

ANC 2B will establish and maintain on its website training and related materials on existing laws and regulations pertaining to tree canopy and green space protections as a requirement for commissioner orientation and as a resource for the community.

## Approval of Proposed General Policies to Promote Housing Accessibility and Affordability

Chair Roggensack moved to adopt proposed general policies regarding the matter. Commissioner Davis seconded the motion, which was voted on and passed (VOTES: 8-0-0). The general policies read as follows:

ANC 2B recognizes as a priority the need to preserve and expand existing neighborhood housing for all residents and the role that land use decisions and policies play in advancing or impeding this goal. Accordingly, ANC 2B will proactively encourage preservation and expansion of the neighborhood's housing inventory through support for policies and initiatives that promote affordability, accessibility, and diversity of housing options and policy responses to identify and address barriers to these goals.

## Adjournment

Chair Roggensack adjourned the meeting at 8:57 pm.