



Advisory Neighborhood Commission 5F

2024 Annual Report

The adoption of this report came before ANC 5F at a duly noticed public meeting on _____.

ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.

With _____ Commissioners present, ANC 5F voted _____ Yea, _____ Nay, and _____ Abstain.

Attest:

Chair, ANC 5F

Secretary, ANC 5F

About ANC 5F

ANC 5F represents 14,166 residents of Eckington & Edgewood in northeast Washington. ANC 5F is made up of seven single-member districts (SMDs), each of which elects one commissioner. Learn more at www.anc5f.com.

ANC 5F began operation in January 2023 following redistricting, and was primarily split off old ANC 5E (Bloomingdale, Eckington, & Edgewood).

Current Commissioners are:

SMD 5F01	Tony Hurst	Treasurer
SMD 5F02	Aru Sahni	
SMD 5F03	Patricia Williams	Vice Chair
SMD 5F04	Mark Galvan	
SMD 5F05	Jennifer Anderson	Chair
SMD 5F06	Joe Bishop-Henchman	Secretary
SMD 5F07	Sylvia M. Pinkney	

What This Report Is

D.C. law (D.C. Code § 1-309.10(n-1)) requires every Advisory Neighborhood Commission to publish, by December 1 of each year, an annual report or newsletter that summarizes the activities of the Commission in service to the community over the preceding 12 months, including:

- A highlighting of key issues voted upon
- Comments submitted to District agencies
- Issuance of community grants.

This report may also include (D.C. Code § 1-309.10(j)):

- Summaries of important problems perceived by the Commission in order of their priority
- Recommendations for actions to be taken by the District government
- Recommendations for improvements on the operation of the Commissions
- Financial report
- A summary of Commission activities.

ANC 5F Bylaws (Section 6(b)) and Standard Procedures 6.3 direct the Chair to file the report as required by law, and to draft the annual report and circulate the draft to all Commissioners at least two weeks before the December 1 deadline, and states that the report shall cover November 1 through October 31.

Finances & Community Grants

ANC 5F began operation in January 2023 with zero funds. The District government provides allotments of funds to ANCs to support their operations and make community grants, and ANC 5F was not approved to receive its “start up” allotment until February 27, 2023, and the first deposit of these funds did not occur until April 3, 2023. By the end of our first fiscal year on September 30, 2023, allotments received totaled \$18,433.56, against expenses of \$619.89, for an ending balance of \$17,811.67. Not included in these amounts is a Technical Assistance Grant from the Office of Advisory Neighborhood Commissioners (OANC), which directly acquired approximately \$1,500 of technological equipment and provided it to ANC 5F to facilitate hybrid meetings. Additionally, various OANC initiatives that were in progress this year - a central printer in the Wilson building, a default .gov website for ANCs, Zoom enterprise accounts, and revised guidance for community grants - led to some expenses being deferred until a later date or considered duplicative.

In our second fiscal year ending September 30, 2024, ANC 5F received total allotments of \$18,811.88 and expended \$2,935.55 (including community grants of \$2,500). This left an end balance of \$33,688.00. ANC 5F's Quarterly Financial Reports (QFRs) are included as Appendix A to this report.

	FY 2024 Quarter 1 (Oct. 1-Dec. 31, 2023)	FY 2024 Quarter 2 (Jan. 1-Mar. 31, 2024)	FY 2024 Quarter 3 (Apr. 1-Jun. 30, 2024)	FY 2024 Quarter 4 (Jul. 1-Sep. 30, 2024)	FY 2024 TOTAL
Beginning Balance	\$17,811.67				
REVENUE: Allotments Received	\$0.00	\$14,108.91	\$0.00	\$4,702.97	\$18,111.88
EXPENSES: Communication	\$0.00	\$16.06	\$169.49	\$0.00	\$185.55
EXPENSES: PO. Box	\$0.00	\$200.00	\$0.00	\$0.00	\$200.00
EXPENSES: Grants	\$0.00	\$0.00	\$0.00	\$2,500.00	\$2,500.00
EXPENSES: ANC Security Fund	\$0.00	\$50.00	\$0.00	\$0.00	\$50.00
TOTAL EXPENSES	\$0.00	\$266.06	\$169.49	\$2,500.00	\$2,935.55
Ending Balance	\$33,688.00				

In November 2024, ANC 5F adopted a budget for FY 2025 reflecting \$18,811.88 in allotment revenue and proposing \$48,674.00 in expenses (including \$40,000 for community grants) and leaving an end balance of \$3,825.88.

Key Issues Voted On

ANC 5F passed 42 resolutions between November 1, 2023 through October 31, 2024.

Community issues (including public safety, parks, and environment) were the subject of 16 resolutions, **Transportation** issues were the subject of 9 resolutions, **ANC Budget and Operations** were the subject of 7 resolutions, **Licenses** were the subject of 7 resolutions, and **Housing** and zoning issues were the subject of 4 resolutions.

Below is a list of these adopted resolutions, and a complete set of these resolutions is included as Appendix B to this report.

Community Issues

- [\[ANC5F-25-066\] Resolution Supporting Environmental Justice Act of 2023](#) (Commissioner Galvan, co-sponsor Commissioner Sahni)
- [\[ANC5F-25-076\] Resolution on Mental Health Support in the District of Columbia](#) (Commissioner Galvan)
- [\[ANC5F-25-079\] Resolution on Carjackings and Traffic Safety in the District of Columbia](#) (Commissioner Galvan)
- [\[ANC5F-25-080\] Resolution on Gun Violence in the District of Columbia](#) (Commissioner Galvan)
- [\[ANC5F-25-083\] Resolution requesting agreement on snow and ice removal on the Metropolitan Branch Trail and Bryant St NE](#) (Commissioner Sahni)
- [\[ANC5F-25-085\] Resolution requesting DPR submit a budget request for shade at Edgewood Recreation Center](#) (Commissioner Sahni)
- [\[ANC5F-25-086\] Resolution Requesting DPR Install an Additional Child Fence at Edgewood Rec Center](#) (Commissioner Hurst)
- [\[ANC5F-25-087\] Resolution Requesting Agreement on Snow, Ice, and Litter Removal on the Franklin St NE and Monroe St NE Bridges](#) (Commissioner Sahni)
- [\[ANC5F-25-089\] Resolution on Air Quality Permit 7301-SM for Fort Myers Construction Corporation - Plant #1 2001 5th Street NE](#) (Commissioners Galvan & Hurst)
- [\[ANC5F-25-091\] Resolution in Opposition to the Initiative Amendment Act of 2023](#) (Commissioner Sahni)
- [\[ANC5F-25-093\] Resolution Supporting Inspired Teaching School's Request to the Public Charter School Board](#) (Commissioner Hurst)
- [\[ANC5F-25-094\] Resolution Supporting the Admittance of Washington, D.C. Into the Union as a State of the United States of America](#) (Commissioners Sahni & Anderson)

- [\[ANC5F-25-101\] Resolution Supporting a Strong, Equitable Beverage Container Deposit-Return Law](#) (Commissioner Galvan)
- [\[ANC5F-25-102\] Resolution in Support of Proposed Curve Art Installation in Mamie "Peanut" Johnson](#) (Commissioner Bishop-Henchman)
- [\[ANC5F-25-103\] Resolution Supporting the Environmental Justice Amendment Act of 2023](#) (Commissioner Galvan)
- [\[ANC5F-25-107\] Resolution Supporting Action Plan to Reduce Encampment and Capacity Issues at Emery Low Barrier Shelter](#) (Commissioner Galvan)

Transportation Issues

- [\[ANC5F-25-074\] Resolution Requesting Wayfinding Improvements in Edgewood and Eckington](#) (Commissioner Sahni)
- [\[ANC5F-25-075\] Resolution Requesting Striping, Marking, and Protection Improvements Along 4th Street NE](#) (Commissioner Sahni)
- [\[ANC5F-25-077\] Resolution on Fare Evasion in the District of Columbia](#) (Commissioner Galvan)
- [\[ANC5F-25-081\] Resolution Requesting Budget Support for Rhode Island Ave Improvements](#) (Commissioner Bishop-Henchman)
- [\[ANC5F-25-082\] Resolution Requesting Scope & Specifics of DDOT Sidewalk Construction at T St NE](#) (Commissioner Bishop-Henchman)
- [\[ANC5F-25-084\] Resolution Requesting Traffic Calming for the 700 Block of Jackson St NE](#) (Commissioner Sahni)
- [\[ANC5F-25-088\] Resolution in Support of Metropolitan Branch Trail Connectivity to the Taylor St Corridor Mobility Lanes](#) (Commissioner Sahni)
 - Response Letter: [DDOT 25-088 Response](#)
- [\[ANC5F-25-099\] Resolution Requesting Traffic Calming for the Intersection of 7th St NE and Hamlin St NE](#) (Commissioner Sahni)
- [\[ANC5F-25-104\] Resolution Requesting Traffic Calming on the 1700 Block of 3rd St NE](#) (Commissioner Sahni)

ANC Budget and Operations

- [\[ANC5F-25-067\] Annual Report 2023](#)
- [\[ANC5F-25-068\] Resolution Amending Standard Procedures](#) (Commissioner Galvan)
- [\[ANC5F-25-069\] Resolution Calling January 23, 2024 Commission Meeting](#) (Commissioner Bishop-Henchman)

- [\[ANC5F-25-073\] Resolution to Join the ANC Security Fund](#) (Commissioner Bishop-Henchman)
- [\[ANC5F-25-078\] Resolution to Adopt a 2024 Meeting Calendar](#) (Commissioner Bishop-Henchman)
- [\[ANC5F-25-090\] Resolution Amending the 2024 Budget to Account for Zoom Subscription Price Increases](#) (Commissioner Sahni)
- [\[ANC5F-25-108\] Resolution to Adopt ANC 5F 2025 Budget](#) (Commissioner Anderson)

Licenses

- [\[ANC5F-25-072\] Resolution on Alcohol Licensing Committee Changes to Include Cannabis Licensing](#) (Commissioner Galvan)
- [\[ANC5F-25-095\] Resolution to Protest ABCA License #060758 Mac's Wine & Liquors](#) (Commissioner Bishop-Henchman)
- [\[ANC5F-25-096\] Resolution Authorizing Settlement Agreement with Mac's Wine & Liquors, ABCA-060758](#) (Commissioner Bishop-Henchman)
- [\[ANC5F-25-097\] Resolution Authorizing Settlement Agreement with 501 Wine & Spirits, ABCA-120541](#) (Commissioner Bishop-Henchman)
- [\[ANC5F-25-098\] Resolution Authorizing Settlement Agreement with Trader Joe's East, Inc., ABCA-128542](#) (Commissioner Sahni)
- [\[ANC5F-25-105\] Resolution to Protest ABRA-095032 \(Edgewood International Wine & Spirits\)](#) Commissioner Galvan)
- [\[ANC5F-25-106\] Resolution Adopting Settlement Agreement in ABCA-129377 \(The Warehouse, 2210 5th St NE\)](#) (Commissioner Bishop-Henchman)

Housing and Zoning Issues

- [\[ANC5F-25-070\] Resolution Supporting BZA Application #21030 So Others May Eat at 1801 4th Street NE](#) (Commissioner Anderson)
- [\[ANC5F-25-071\] Resolution Supporting 2 specific special reliefs for BZA Case #20981 \(1941 2nd Street NE\)](#) (Commissioner Anderson)
- [\[ANC5F-25-092\] Resolution Supporting Zoning Case 24-05 \(700 Monroe St NE\)](#) (Commissioner Sahni)
- [\[ANC5F-25-100\] Resolution in Support of ZC #23-24 Eckington Mews](#) (Commissioner Bishop-Henchman)

Comments Submitted to District Agencies

By law, District government agencies are required to give “great weight” to certain ANC actions. These include:

- **Alcoholic Beverage & Cannabis Administration (ABCA):** ANC approvals, protests, or proposed settlement agreements of license applications and renewals.
- **Department of Transportation (DDOT):** ANC support, conditional support, or opposition to DDOT notices of intent (NOIs).
- **Office of Zoning (OZ), including the Board of Zoning Adjustment (BZA) and the Zoning Commission (ZC):** ANC support or opposition of zoning relief applications.

Several ANC 5F resolutions involved letters communicating ANC 5F great weight to District agencies. ABCA and Office of Zoning have taken actions aligned with the ANC 5F great weight request in full in all instances. DDOT, in instances where conditional approval was communicated, responded with three letters this year. Those three letters are included as Appendix B.

ANC 5F resolutions have also addressed the Department of Energy & the Environment (pollution monitoring), the Department of Parks & Recreation (park and recreation center operations), the Department of Public Works (litter can installation and snow/ice removal), the D.C. Public Library (proposed Eckington/Edgewood Library), D.C. Water (community engagement on projects), and the Washington Metropolitan Area Transit Authority (fare evasion and the proposed Better Bus redesign project), and the D.C. Council itself (public safety, education, and other issues).

In addition to Commission actions, individual Commissioners undertook many activities.

Appendix A:
ANC 5F Quarterly Financial Reports (QFRs)

ANC 5F Quarterly Financial Report FY24 Q1

Balance Forward (Checking)	\$17,811.67
Receipts	
District Allotment	\$0.00
Interest	\$0.00
Other	\$0.00
Transfer from Savings	\$0.00
Total Receipts	\$0.00
Total Funds Available During Quarter	\$17,811.67

Disbursements

1. Personnel	\$0.00
2. Direct Office Cost	\$0.00
3. Communication	\$0.00
4. Office Supplies, Equipment, Printing	\$0.00
5. Grants	\$0.00
6. Local Transportation	\$0.00
7. Purchase of Service	\$0.00
8. Bank Charges	\$0.00
9. Other	\$0.00
Total Disbursements	\$0.00

Ending Balances: Checking	\$17,811.67
Savings	\$0.00

Approval Date by Commission: 1-23-24

Treasurer: Gary Hurst

Chairperson: Jordan

Secretary Certification: Wade

Date: 1/23/24

I hereby certify that the above noted quarterly financial report has been approved by a majority of Commissioners during a public meeting when there existed a quorum.

ANC 5F Quarterly Financial Report FY24 Q2

Balance Forward (Checking)	\$17,811.67
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Receipt

Allotment	\$14,108.91
Interest	\$0.00
Deposit Other	\$0.00
Transfer from Savings	\$0.00

Total Receipts	\$14,108.91
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Total Funds Available During Quarter	\$31,920.58
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Disbursement

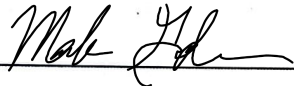
1. Personnel	\$0.00
2. Direct Office	\$0.00
3. Communications	\$16.06
4. Office Supply	\$0.00
5. Grants	\$0.00
6. Local Transportation	\$0.00
7. POServ	\$0.00
8. Bank Fees	\$0.00
9. Other	\$50.00
T-O. Transfer to Savings	\$0.00

Total Disbursements	\$66.06
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Ending Balance: Checking	\$31,854.52
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Approval Date by Commission: May 20th 2024

Treasurer:  Chairperson: _____

Secretary Certification:  6/4/2024 Date: May 21 2024

I hereby certify that the above noted quarterly financial report has been approved by a majority of Commissioners during a public meeting when there existed a quorum.

ANC 5F Quarterly Financial Report FY24 Q3

Balance Forward (Checking)	\$31,854.52
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Receipt

Allotment	\$0.00
Interest	\$0.00
Deposit Other	\$0.00
Transfer from Savings	\$0.00

Total Receipts	\$0.00
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Total Funds Available During Quarter	\$31,854.52
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Disbursement

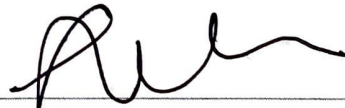
1. Personnel	\$0.00
2. Direct Office	\$0.00
3. Communications	\$169.49
4. Office Supply	\$0.00
5. Grants	\$0.00
6. Local Transportation	\$0.00
7. POServ	\$200.00
8. Bank Fees	\$0.00
9. Other	\$0.00
T-O. Transfer to Savings	\$0.00

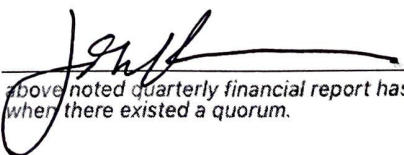
Total Disbursements	\$369.49
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Ending Balance: Checking	\$31,485.03
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Approval Date by Commission: Oct. 21 2024

Treasurer: 

Chairperson: 

Secretary Certification: 

Date: Oct. 21 2024

I hereby certify that the above noted quarterly financial report has been approved by a majority of Commissioners during a public meeting when there existed a quorum.

ANC 5F Quarterly Financial Report FY24 Q4

Balance Forward (Checking)

\$31,485.03

Receipt

Allotment	\$4,702.97
Interest	\$0.00
Deposit Other	\$0.00
Transfer from Savings	\$0.00

Total Receipts

\$4,702.97

Total Funds Available During Quarter

\$36,188.00

Disbursement

1. Personnel	\$0.00
2. Direct Office	\$0.00
3. Communications	\$0.00
4. Office Supply	\$0.00
5. Grants	\$2,500.00
6. Local Transportation	\$0.00
7. POServ	\$0.00
8. Bank Fees	\$0.00
9. Other	\$0.00
T-O. Transfer to Savings	\$0.00

Total Disbursements

\$2,500.00

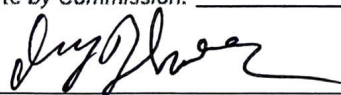
Ending Balance: Checking

\$33,688.00

Approval Date by Commission:

Oct. 21 2024

Treasurer:



Chairperson:



Secretary Certification:

Date:

Oct. 21 2024

I hereby certify that the above noted quarterly financial report has been approved by a majority of Commissioners during a public meeting when there existed a quorum.

Appendix B:
Resolutions Adopted by ANC 5F



GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

RESOLUTION SUPPORTING ENVIRONMENTAL JUSTICE ACT OF 2023

ANC5F-25-066

P.O. BOX 91843
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COMMISSIONERS

TONY HURST
TREASURER
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ARU SAHNI
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JOE BISHOP-HENCHMAN
CHAIR
5F06@ANC.DC.GOV

SYLVIA PINKNEY
5F07@ANC.DC.GOV

Sponsor: Commissioner Galvan
Co-Sponsor: Commissioner Sahni

WHEREAS, Ward 5 holds the majority of the city's industrial land; and

WHEREAS, ANC 5F passed the resolution on October 24, 2023 supporting environmental justice in Ivy City from an adjacent polluting chemical plant; and

WHEREAS, ANC 5F has significant industrial use spaces, including an asphalt recycling plant, a DC bus depot, metro maintenance, and CSX trains consistently operating in the neighborhood, causing known and unknown chemicals and particulates that affect residents nearby; and

WHEREAS, dozens of heavy duty vehicles and buses idle nearby in parking lots and loading zones, creating noxious fumes and odors that significantly affect quality of life; and

WHEREAS, resident and community purchased air monitors have been installed throughout the adjacent community and correlate with continually worse air quality in adjacent neighborhood areas on a nearly daily basis during the week as well as on some Saturdays; and

WHEREAS, neighbors continually report abuses by companies and government agency vehicles traveling along neighborhood streets, disrupting sleep, increasing pollution, and decreasing safety as many are witnessed not abiding by traffic laws; and

WHEREAS, historically low income and communities of color who have been redlined seem to live near toxic industries; and

WHEREAS, industrial facilities are permitted to operate without up to date air quality permits; and

WHEREAS, Councilmember Zachary Parker unveiled new legislation on November 3, 2023 targeting environmental justices across the District of Columbia;

THEREFORE, BE IT RESOLVED that ANC 5F endorses the DC Council to take up the legislation for a hearing to include robust community engagement on the Environmental Justice Amendment Act of 2023 proposed by Councilmember Zachary Parker; and

BE IT FURTHER RESOLVED that ANC 5F requests support from the appropriate district agencies to maintain enforcement mechanisms to keep polluters accountable; and

BE IT FURTHER RESOLVED that ANC 5F requests support for transparency and thorough community engagement to include notice for nearby residents on upcoming permit applications both in person and with online public comments to help inform government agencies of assessed risks and mitigation strategies; and

BE IT FURTHER RESOLVED that ANC 5F requests Councilmember Zachary Parker to brief residents at an upcoming Commission meeting on the legislation and how it can improve the lives of neighbors in ANC 5F; and

BE IT FURTHER RESOLVED that the sponsor is directed to transmit a copy of this resolution to appropriate recipients, and that ANC 5F commissioners are authorized to represent themselves as speaking on behalf of the 5F Commission in advocating for the aforementioned.

This resolution came before ANC 5F at a duly noticed public meeting on November 28, 2023.

ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.

With 5 Commissioners present, ANC 5F voted 5 Yea, 0 Nay, and 0 Abstain.

Attest:



Chair, ANC 5F



Secretary, ANC 5F



Advisory Neighborhood Commission 5F

2023 Annual Report

ANC5F-25-067

The adoption of this report came before ANC 5F at a duly noticed public meeting on November 28, 2023.

ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.

With 5 Commissioners present, ANC 5F voted 5 Yea, 0 Nay, and 0 Abstain.

Attest:


Chair, ANC 5F


Secretary, ANC 5F



GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5 F

Amendment to ANC 5F Standard Procedures

ANC 5F-25-068

P.O. BOX 91843
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COMMISSIONERS

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JOE BISHOP-HENCHMAN
CHAIR
5F06@ANC.DC.GOV

SYLVIA PINKNEY
5F07@ANC.DC.GOV

Sponsor: Commissioner Galvan

WHEREAS, D.C. Code § 1-309.11(d) directs each Advisory Neighborhood Commission to “establish bylaws governing its operation and internal structure,” to include the establishment of standing and special committees, including provisions for giving public notice of all committee meetings; and procedures for prompt review and action on committee recommendations; and

WHEREAS, the adoption of these proposed bylaws and standard procedures were adopted on January 17, 2023; and

WHEREAS, the Public Safety, Health, & Community Engagement (PSHCE) committee meeting regularly for the past 6 months; and

WHEREAS, the PSHCE committee developed flyers and informational sheets and found that community engagement is a larger umbrella that requires more direct attention and dedication than the full breadth of the current PSHCE committee, especially given the significant public health and safety challenges in the community today, and

WHEREAS, the commission would benefit from a specific committee dedicated to Informing the public about resources that the commission and committees deliver and execute, providing more immediate service to neighbors who need it most,

WHEREAS, the document “ANC 5F Draft Standard Procedures (Bishop-Henchman),” located at <https://drive.google.com/file/d/1pIyoRdHv6MnMttwI7z0REZhM5wrXOBsU/view?usp=sharing> was adopted as ANC 5F Standard Procedures;

THEREFORE, BE IT RESOLVED that ANC 5F Standard Procedures be amended to include a new committee named “Community Engagement” with the primary responsibility of obtaining residential information from surveys, providing outreach on basic community resources both electronically and paper as well as distributing information to the appropriate commissioner or committee, the development and maintenance of any listservs for each commissioner, aligning interests for residents, recommendation of additions of people to committees, promoting committee and commission material for distribution before and after the commission meetings, delivering updates on new members and creation and maintenance of flyers.

BE IT FURTHER RESOLVED that ANC 5F adopt the adjustments to create a new committee focused on engagement and to rebrand the Public Safety, Health, and Community Engagement Committee as the new “Public Safety and Health Committee.”

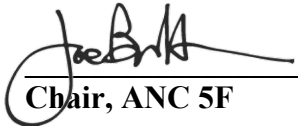
BE IT FURTHER RESOLVED that two months after the Chair of the Public Safety and Health Committee is appointed, the Task Force on Outreach be dissolved; and

BE IT FURTHER RESOLVED that the sponsor is directed to transmit a copy of this resolution to appropriate recipients and update the website to reflect the changes noted above; and

BE IT FURTHER RESOLVED that this resolution will take effect immediately upon passage.

This resolution came before ANC 5F at a duly noticed public meeting on November 28, 2023.
ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.
With 5 Commissioners present, ANC 5F voted 5 Yea, 0 Nay, and 0 Abstain.

Attest:



Chair, ANC 5F



Secretary, ANC 5F

ADVISORY NEIGHBORHOOD COMMISSION 5 F SERVES THE COMMUNITIES OF ECKINGTON AND EDGEWOOD.



GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

RESOLUTION CALLING A MEETING FOR JANUARY 23, 2024

ANC5F-25-069

Sponsor: Commissioner Bishop-Henchman

P.O. BOX 91843
WASHINGTON DC 20090
5F@ANC.DC.GOV
@ANC5F

BE IT RESOLVED that ANC 5F shall hold a regular meeting on Tuesday, January 23, 2024, to be conducted in a hybrid format (in Zoom and in person, at the Edgewood Recreation Center if available or if not at a location determined by the Chair).

COMMISSIONERS

TONY HURST
TREASURER
5F01@ANC.DC.GOV

ARU SAHNI
5F02@ANC.DC.GOV

PATRICIA WILLIAMS
5F03@ANC.DC.GOV

MARK GALVAN
SECRETARY
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JENNIFER ANDERSON
VICE-CHAIR
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JOE BISHOP-HENCHMAN
CHAIR
5F06@ANC.DC.GOV

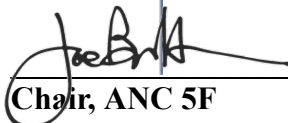
SYLVIA PINKNEY
5F07@ANC.DC.GOV

This resolution came before ANC 5F at a duly noticed public meeting on December 19, 2023.

ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.

With 6 Commissioners present, ANC 5F voted 6 Yea, 0 Nay, and Abstain.

Attest:


Chair, ANC 5F


Secretary, ANC 5F



**GOVERNMENT OF THE DISTRICT OF COLUMBIA
ADVISORY NEIGHBORHOOD COMMISSION 5F**

**RESOLUTION SUPPORTING BZA APPLICATION #21030, SO OTHERS MIGHT EAT
SHALOM HOUSE (1801 4TH ST NE)**

Sponsor: Commissioner Anderson

BE IT RESOLVED that ANC 5F supports the variance and special exception relief requested in BZA case #21030 for 1876 4th NE (Square 3567, Lots 811 AND 812).

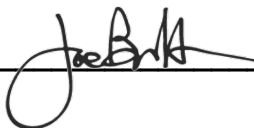
This resolution came before ANC 5F at a duly noticed public meeting on December 19, 2023

_____, 2023. ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum. With 6 Commissioners present, ANC 5F voted

6 Yea, 0 Nay, and 0 Abstain.



ANC 5F Secretary, ANC 5F

 Chair,



**GOVERNMENT OF THE DISTRICT OF COLUMBIA
ADVISORY NEIGHBORHOOD COMMISSION 5F**

RESOLUTION RE: BZA CASE # 20981 (1941 2ND ST NE)

Sponsor: Commissioner Anderson

BE IT RESOLVED that ANC 5F supports the following special exception relief requested in BZA case #20981 for 1941 2nd St NE:

- The rooftop and upper floor requirements of Subtitle E § 204.1, and
- The special exception requirements of Subtitle U § 320.2.

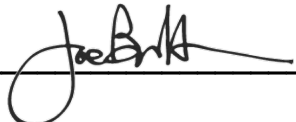
This resolution came before ANC 5F at a duly noticed public meeting on December 19, 2023

_____, 2023. ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum. With 6 Commissioners present, ANC 5F voted

5 Yea, 1 Nay, and 0 Abstain.



ANC 5F Secretary, ANC 5F



Chair,



GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

Resolution on Alcohol Licensing Committee Changes to Include Cannabis Licensing

ANC 5F-25-072

Sponsor: Commissioner Galvan

WHEREAS, ANC 5F created a committee in its bylaws and standard procedures to include Alcohol Licensing Committee, with jurisdiction over the evaluation of alcoholic licensing and advising commissioners thereto, and

WHEREAS, in 2023, the Alcohol Beverage Regulation Administration was renamed as the Alcoholic Beverage and Cannabis Administration, and

WHEREAS, cannabis shops have opened in ANC 5F without any input from community members with little to no recourse for protesting or changing any operational levers.

THEREFORE, BE IT FURTHER RESOLVED that ANC 5F modify its current standard procedures under section 8.2.1 to change “Alcohol Licensing (AL)” to “Alcohol and Cannabis Licensing (ACL)” as well as change “Alcoholic Beverage Regulation Administration” to “Alcoholic Beverage and Cannabis Administration” and change any acronyms referencing “ABRA” to “ABCA.”

THEREFORE, BE IT FURTHER RESOLVED that the existing committee chair and membership shall remain in their current position on this new committee.

BE IT FURTHER RESOLVED that this resolution will take effect immediately upon passage.

This resolution came before ANC 5F at a duly noticed public meeting on January 23, 2024. ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.

With 7 Commissioners present, ANC 5F voted 7 Yea, 0 Nay, and 0 Abstain.

Attest:


Chair, ANC 5F


Secretary, ANC 5F

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GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

RESOLUTION TO JOIN THE ANC SECURITY FUND

ANC 5F-25-073

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Sponsor: Commissioner Bishop-Henchman

WHEREAS, D.C. Code § 1–309.13(c) directs each Advisory Neighborhood Commission to “file with the Auditor and maintain in force during their occupancy of their respective offices, a cash or surety bond in an amount and on a form satisfactory to the Auditor,” noting further than participating in the ANC Security Fund established by D.C. Code § 1–309.14 shall satisfy the requirement of cash or surety bond; and

WHEREAS, Article IV, Section 9(f) of the ANC 5F Bylaws directs the Treasurer to “maintain participation in the ANC Security Fund or equivalent surety, to insure against loss of unauthorized expenditures or loss of funds”; and

WHEREAS, the requisite insurance against loss of unauthorized expenditures or loss of funds is most easily obtained through participation in the ANC Security Fund; and


WHEREAS, the DC Auditor and OANC advises that ANCs each calendar year obtain a cash or surety bond or elect to participate in the ANC Security Fund;

THEREFORE, BE IT RESOLVED that ANC 5F approves participation in the ANC Security Fund, and directs the Treasurer to promptly accomplish ANC 5F’s participation in the ANC Security Fund; and

BE IT FURTHER RESOLVED that the Chair and Treasurer are authorized to expend fifty dollars (\$50) to be paid to the District of Columbia to accomplish participation in the ANC Security Fund.

came before ANC 5F at a duly noticed public meeting on January 23, 2024.
s composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.
_ Commissioners present, ANC 5F voted 7 Yea, 0 Nay, and 0 Abstain.

Attest:


Chair, ANC 5F


Secretary, ANC 5F



GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

RESOLUTION REQUESTING WAYFINDING IMPROVEMENTS IN EDGEWOOD AND ECKINGTON

ANC5F-25-074

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Sponsor: Commissioner Sahni

WHEREAS, the neighborhoods of Edgewood and Eckington have seen significant development over the past decade; and

WHEREAS, notable improvements to the transportation infrastructure have occurred within that period of time, including the extension of the Metropolitan Branch Trail (MBT) north towards Fort Totten; and

WHEREAS, the number of micromobility users traveling in the District has increased; and

WHEREAS, rental services, such as Capital Bikeshare, are setting all-time ridership records; and

WHEREAS, wayfinding signs help those new to transiting our neighborhoods orient themselves and guide them to safe, low-stress routes; and

WHEREAS, the existing wayfinding signage represents an incomplete snapshot of the neighborhoods' amenities and destinations; and

WHEREAS, the existing wayfinding signage does not cover the spectrum of the bike corridors in the commission area, as specified by the moveDC plan;

THEREFORE, BE IT RESOLVED that ANC 5F requests that DDOT revise existing wayfinding signage in the neighborhoods of Edgewood and Eckington, as well as install new signs along new routes; and

THEREFORE, BE IT RESOLVED that ANC 5F requests that DDOT include decision, confirmation, and turn signs to instruct micromobility users of points of interest; and

ADVISORY NEIGHBORHOOD COMMISSION 5F SERVES THE COMMUNITIES OF ECKINGTON AND EDGEWOOD.

BE IT FURTHER RESOLVED that ANC 5F requests the following destinations be considered within the revision process, among other locations deemed relevant:

- Edgewood Rec Center
- Harry Thomas Rec Center
- The R Street NE contraflow bike lane
- Alethia Tanner Park
- The Irving St NE Crosstown cycletrack
- Brookland/CUA, Rhode Island Avenue, and NoMa/Gallaudet metro stations
- Rhode Island Avenue DMV
- The hospital center at Michigan Avenue NW (Washington Hospital Center, VA Hospital, Children's National)
- Noyes Park
- Noyes Education Campus
- McKinley Technology High School
- Dance Place; and

BE IT FURTHER RESOLVED that the sponsor is directed to transmit a copy of this resolution to appropriate recipients; and

BE IT FURTHER RESOLVED that ANC 5F commissioners are authorized to represent themselves as speaking on behalf of the 5F Commission in advocating for the aforementioned; and

BE IT FURTHER RESOLVED that this resolution will take effect immediately upon passage.

This resolution came before ANC 5F at a duly noticed public meeting on January 23, 2024.

ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.

With 7 Commissioners present, ANC 5F voted 7 Yea, 0 Nay, and 0 Abstain.

Attest:


Chair, ANC 5F


Secretary, ANC 5F



GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

RESOLUTION REQUESTING STRIPING, MARKING, AND PROTECTION IMPROVEMENTS ALONG 4th ST NE

ANC 5F-25-075

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Sponsor: Commissioner Sahni

WHEREAS, the stretch of 4th St NE between S St NE and Harewood Rd NE (1800 - 3200 blocks) is frequently traveled by cyclists, micromobility users, and pedestrians; and

WHEREAS, there have been many iterations of construction and maintenance along this road, most recently including the conclusion of the Northeast Boundary Tunnel (NEBT) project by DC Water; and

WHEREAS, there exist gaps in marking and protection that have been left over or unintentionally removed in the aftermath of this construction; and

WHEREAS, this stretch of 4th St NE is listed as a moveDC bicycle priority corridor; and

WHEREAS, Washington, DC saw an unacceptable rise in traffic fatalities in 2023 with 52 deaths, 49% higher than 2022; and

WHEREAS, Edgewood and Eckington have seen enjoyed increase in destinations for individuals traveling via bike or other micromobility methods, including Edgewood Rec center, new businesses, and several charter schools, and soon a public library; and

WHEREAS, DDOT has a mission to deliver a safe, sustainable and reliable multimodal transportation network for all residents and visitors of the District of Columbia; and

WHEREAS, these gaps in striping, marking, and protection present a risk to all road users traversing 4th St NE;

THEREFORE, BE IT RESOLVED that ANC 5F requests the following bike lane striping improvements be made:

- North-south bike lane markings at and around the intersection of 4th St NE and Rhode Island Avenue NE.
- All unprotected bike lanes are denoted with green paint.
- All unprotected bike lane intersections are denoted with green paint and hash markings; and

BE IT FURTHER RESOLVED ANC 5F requests the following road protection improvements be made:

- Restoration of concrete dividers along the 4th St NE cycletrack between Lincoln Road NE and Harewood Road NE. Following recent repaving they now run a shorter portion of the length of 4th St NE, and
- Daylighting via flexposts be added to the crosswalk at 4th St NE and Todd Place NE to discourage illegal parking that reduces sightlines in a location that sees heavy truck traffic due to the nearby asphalt plant; and

BE IT FURTHER RESOLVED that the sponsor is directed to transmit a copy of this resolution to appropriate recipients; and

BE IT FURTHER RESOLVED that ANC 5F commissioners are authorized to represent themselves as speaking on behalf of the 5F Commission in advocating for the aforementioned; and

BE IT FURTHER RESOLVED that this resolution will take effect immediately upon passage.

This resolution came before ANC 5F at a duly noticed public meeting on January 23, 2024.

ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.

With 7 Commissioners present, ANC 5F voted 7 Yea, 0 Nay, and 0 Abstain.

Attest:



Chair, ANC 5F



Secretary, ANC 5F



GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

Resolution on Mental Health Support in the District of Columbia

ANC5F-25-076

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Sponsor: Commissioner Galvan, Co sponsor: Commissioner Hurst

WHEREAS, ANC 5F area has seen a significant increase in mental health cases across the city, putting the most vulnerable citizens at risk,

WHEREAS, two men were recent murdered by an individual who was able to obtain a gun when he was explicitly mentally ill, changing the lives of families forever, and

WHEREAS, North Capitol Street at P Street NE has for years had significant homelessness, substance abuse, and mental health that needs a public health approach to address immediately, and

WHEREAS, DC law does not allow people in obvious need of mental health to be involuntarily committed to receive mental health services, and

WHEREAS, there are not enough psychiatric treatment beds on offer to those who need it, and hospitals and clinics are stretched well beyond their capacity to treat patients who need mental health care, and according to new federal data, utilizing 144% of inpatient beds designed for psychiatric treatment. The figure underscores a long ongoing crisis in the country's shortage of psychiatric inpatient beds, and

WHEREAS, programming by the Department of Parks and Recreation at the Edgewood Recreation Center does not serve the large portion of youth in the neighborhood for a longer period of time at the most necessary time periods to participate in fun and engaging activities, including the type of programming and available late night operating hours, including not enough summer camp spots for neighbors to be able to sign up and participate in their community, leading to many youth unsupported during summertime break periods, and

WHEREAS, the Metropolitan Police Department is required to respond to many mentally ill calls because the Department of Behavioral Health is not equipped to handle on their own any potential violent reactions, and

WHEREAS, MPD is significantly understaffed and current officers are required to perform significant overtime due to the increase in district crime and must also address mental health crises, leading to ineffective use of limited resources, and

WHEREAS, residents can report a mental health crises to the Department of Behavioral

Health but then the reporting resident is required to follow the individual in order for them to get treatment, leading to people not reporting crises, and

WHEREAS, alcohol is an important contributor to interpersonal violence and specifically violence involving firearms (Sontate)

WHEREAS, studies have consistently shown that the density of alcohol outlets is positively associated with violent crime after controlling for other neighborhood conditions (Franklin)

WHEREAS, ANC 5F has more than 4 liquor stores within 1 square block of 4th and Rhode Island Ave that has had significant mental health crises, and

THEREFORE, BE IT RESOLVED, ANC 5F promotes public health approaches to public safety, which views our neighbors and community holistically and as people first, and

THEREFORE, BE IT FURTHER RESOLVED, ANC 5F supports equitably providing resources to our neighbors to ensure we are closing disparities in crime and health, while building bridges with historically marginalized community members, and

THEREFORE, BE IT FURTHER RESOLVED, ANC 5F believes in and endorses peer-reviewed, evidence-based research that is shown to reduce crime while promoting equity, and

THEREFORE, BE IT FURTHER RESOLVED, ANC 5F needs community members that know the perpetrators or know those who are most at risk, and who are able to develop relationships with those community members and build trust, and (Webster 41)

THEREFORE, BE IT FURTHER RESOLVED, ANC 5F needs city officials to provide immediate assistance to individuals who need help turning away from violence, including, but not limited to, intensive mentoring, employment and training services, housing, and drug treatment, and (Webster 41)

THEREFORE, BE IT FURTHER RESOLVED, ANC 5F endorses swift and immediate punishment for those that are arrested for illegal gun possession with due process, and

THEREFORE, BE IT FURTHER RESOLVED, that ANC 5F supports the shift in presumption for detention for all individuals accused of a violent crime that includes mental health crises, ensuring the judge still has discretion to release a suspect, the presumption will be for detention. ANC 5F also supports judges offering written and public explanations as to why they are releasing a suspect from pretrial detention, and

THEREFORE, BE IT FURTHER RESOLVED, ANC 5F endorses programs that offer social support to reduce subsequent gun offending and mental health support that have components that include:

1. Rehabilitation which includes, but is not limited to, substance use disorder treatment, behavioral and mental health treatment, access to healthcare, and
2. Assistance with food security, and
3. Stable housing assistance, and
4. Employment and career readiness assistance, and
5. Child care assistance, and

BE IT FURTHER RESOLVED that the Council support public resources to flyering the neighborhood about the resources available for all people and especially individuals at risk, and

BE IT FURTHER RESOLVED that the sponsor is directed to transmit a copy of this resolution to appropriate recipients and update the website to reflect the changes noted above; and

BE IT FURTHER RESOLVED that this resolution will take effect immediately upon passage.

*** Resolution credits/references listed here:

Cullen, Julie Berry, and Levitt, Steven D. “Crime, Urban Flight, and the Consequences for Cities.” *Review of Economics and Statistics*, vol. 81, no. 2, May 1999, pp. 159–69,
<https://doi.org/10.1162/003465399558030>.

Franklin, F Abron, et al. “Alcohol Outlets and Violent Crime in Washington D.C.” *The Western Journal of Emergency Medicine* vol. 11,3 (2010): 283-90.

Schuerman, Leo, and Solomon Kobrin. “Community Careers in Crime.” *Crime and Justice*, vol. 8, Jan. 1986, pp. 67–100, <https://doi.org/10.1086/449120>. Accessed 3 May 2020.

Sontate, K. V., Rahim Kamaluddin, M., Naina Mohamed, I., Mohamed, R. M. P., Shaikh, Mohd. F., Kamal, H., & Kumar, J. (2021). Alcohol, Aggression, and Violence: From Public Health to Neuroscience. *Frontiers in Psychology*, 12(699726). <https://doi.org/10.3389/fpsyg.2021.699726>

Tita, George E., et al. “Crime and Residential Choice: A Neighborhood Level Analysis of the Impact of Crime on Housing Prices.” *Journal of Quantitative Criminology*, vol. 22, no. 4, July 2006, pp. 299–317,
<https://doi.org/10.1007/s10940-006-9013-z>.

Webster, Daniel W. “Public health approaches to Reducing Community Gun Violence.” *Daedalus*, vol. 151, no. 1, 2022, pp. 38–48, https://doi.org/10.1162/daed_a_01886.

This resolution came before ANC 5F at a duly noticed public meeting on January 23, 2024.

ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.

With 7 Commissioners present, ANC 5F voted 7 Yea, 0 Nay, and 0 Abstain.

Attest:



Chair, ANC 5F



Secretary, ANC 5F

ADVISORY NEIGHBORHOOD COMMISSION 5F SERVES THE COMMUNITIES OF ECKINGTON AND EDGEWOOD.



GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

Resolution on Fare Evasion in the District of Columbia

ANC5F-25-077

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Sponsor: Commissioner Galvan

WHEREAS, neighbors see metro fare jumpers bypass fare collectors with zero consequences, leading to a sense of lawlessness in the district because of no accountability.

WHEREAS, WMATA is expected to install improved fare evasion gates by the end of the calendar year 2024, and

WHEREAS, neighbors report significant lawbreaking with little to no enforcement occurring, whether it be from public consumption of legal and illicit drugs and/or alcohol, dangerous driving, or other basic public safety laws on and nearby public transportation bus and metro stops, especially in the absence of enough officers to enforce such laws, and

WHEREAS, DC public school students can get access to free transportation on metro and

THEREFORE, BE IT FURTHER RESOLVED ANC5F requests WMATA to expedite fare evasion gates and enforce individuals evading fares at the Rhode Island Ave Metro Station, as noted in the Secure DC Omnibus Bill of 2024 legislation currently before the DC Council, and

THEREFORE, BE IT FURTHER RESOLVE, ANC 5F supports equitably providing resources to our neighbors to ensure we are closing disparities, providing subsidized public transportation for those in need, and

BE IT FURTHER RESOLVED that the Council requests the Mayor's Office of Community Relations to flier, the neighborhood with handouts or large mailers on public resources available to those in need, and

BE IT FURTHER RESOLVED that the sponsor is directed to transmit a copy of this resolution to appropriate recipients and update the website to reflect the changes noted above; and

BE IT FURTHER RESOLVED that this resolution will take effect immediately upon passage.

**This resolution came before ANC 5F at a duly noticed public meeting on
January 23, 2024. ANC 5F is composed of 7 Commissioners, so that 4
Commissioners constitute a quorum.**

With 7 Commissioners present, ANC 5F voted 7 Yea, 0 Nay, and 0 Abstain.


Chair, ANC 5F

Attest:


Secretary, ANC 5F

ADVISORY NEIGHBORHOOD COMMISSION 5F SERVES THE COMMUNITIES OF ECKINGTON AND EDGEWOOD.



GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

RESOLUTION TO ADOPT A 2024 MEETING CALENDAR

ANC5F-25-078

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Sponsor: Commissioner Bishop-Henchman

WHEREAS, D.C. Code § 1–309.11(b)(2) directs each Advisory Neighborhood Commission “to the extent possible...at its first calendar meeting of the calendar year, adopt a schedule of regular Commission meetings for the remainder of the calendar year”; and

WHEREAS, D.C. Code § 1–309.11(b)(1) directs each Advisory Neighborhood Commission to “meet in public session at regular intervals at least 9 times per year at locations that are designed to reasonably accommodate the residents of the Commission area, depending on the issues to be considered by the Commission”; and

WHEREAS, Article V, Section 1 of the ANC 5F Bylaws directs the adoption of a schedule of meeting times and locations within the Commission area for at least nine (9) meetings for the calendar year, reserving the power of the Commission to modify the schedule if necessary or in an emergency; and

WHEREAS, Article 4.6 of the ANC 5F Standard Procedures states that the Commission shall aspire to operate using a hybrid meeting format that allows for virtual and in-person participation by members of the public and Commissioners, as permitted by District law;

THEREFORE, BE IT RESOLVED that ANC 5F adopts a schedule of regular meetings as the third Monday of each month, except August, at 7pm, with some dates adjusted to avoid holidays and other conflicts; and

BE IT FURTHER RESOLVED that the tentative ANC 5F meeting calendar for 2024 shall consequently be as follows:

February 20, 2024 (adjusted due to holiday)
March 18, 2024
April 15, 2024
May 20, 2024
June 17, 2024
July 15, 2024
(No meeting in August 2024) September 16, 2024
October 21, 2024
November 18, 2024
December 16, 2024; and

BE IT FURTHER RESOLVED that said meetings shall be hybrid (both virtual and in-person) to the extent feasible, and the Chair is authorized to set the in-person location of said meetings with the goal that half should be in Edgewood and half should be in Eckington; and

BE IT FURTHER RESOLVED that the Secretary is directed to post notices of future meetings as required by District of Columbia law, and ANC 5F Bylaws and Standard Procedures.

This resolution came before ANC 5F at a duly noticed public meeting on January 23, 2024.
ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.
With 7 Commissioners present, ANC 5F voted 7 Yea, 0 Nay, and 0 Abstain.

Attest:


Chair, ANC 5F


Secretary, ANC 5F



GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

Resolution on Carjackings and Traffic Safety Improvements for the District of Columbia

ANC5F-25-079

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Sponsor: Commissioner Galvan, Co-Sponsor: Commissioner Hurst

WHEREAS, according to MPD's Carjacking Dashboard, the District of Columbia saw 959 carjackings in 2023 and 6,785 car thefts for the year and is currently on track in 2024

WHEREAS, according to the Washington Post, more than 40 individuals were killed by traffic collisions, and

WHEREAS, the ANC 5F area has seen a significant increase in violence, whereas car jackings, gunshots, homicides, armed robberies, driver violence, blocks littered with broken glass, litter, and illegal dumping, and with helicopters circulating on a nearly nightly basis with searchlights, leading to fear among residents who simply need to go outside to do basic services, and

WHEREAS, public safety in 5F is a top concern among residents, and

WHEREAS, neighbors are upset and afraid, a feeling of lawlessness is exhibited on a daily basis by drivers and the moral social code appears to be broken, and

WHEREAS, the fear of crime and violence is palpable in the neighborhood, and could result in enormous consequences for urban flight of individuals, disrupting and creating economic instability of the local DC government, increasing the likelihood of further economic and racial inequity, and threatening the reputation not only of the Nation's Capital, but also of the effectiveness and confidence of local government,

WHEREAS, Congress has the power to control local government affairs, and the absence of quick improvements in the reduction of crime, could likely lead to Members of Congress stepping in to pass legislation that could remove the ability for DC to have autonomy over its local laws, leading to further dysfunctional relationships and a further erosion of the limited democratic representation for residents living in the city,

WHEREAS, a public health approach focused on a balance of needed reforms for policing and prosecution to promote more focused and balanced approaches to violence prevention is most necessary to both support those at greatest risk of violence. (Webster 39)

WHEREAS, neighbors report significant lawbreaking with little to no enforcement

occurring, whether it be from public consumption of legal and illicit drugs and/or alcohol, dangerous driving, or other basic public safety laws, especially in the absence of enough officers to enforce such laws,

WHEREAS, MPD is significantly understaffed and current officers are required to perform significant overtime due to the increase in district crime, leading to burnout which is likely to lead to significant turnover, additional cost, and ineffective policing in DC.

WHEREAS, assailants are masked and leverage their anonymity to terrorize innocent people, the inability to identify these assailants is difficult to criminally charge them, and residents need multiple new tools to help them catch the criminals and charge them after they have committed a crime.

WHEREAS, DC's crime lab has been unaccredited since spring of 2021 (and only recently partially re-accredited in late December 2023), making DNA analysis, fingerprints, and other evidence processing is slower and thus more difficult to prosecute individuals that break the law.

WHEREAS, we need community members that know the perpetrators or know those who are most at risk, and develop relationships with those community members and build trust. (Webster 41)

WHEREAS, we need city officials to make the promises to provide immediate assistance to those individuals who need help turning away from violence, including, intensive mentoring, employment and training services, housing, and drug treatment. (Webster 41)

WHEREAS, we need street outreach workers to engage those who are the focus of the intervention to support them in their efforts to turn away from violence. (Webster 41)

WHEREAS, we need Law Enforcement leaders to promise to bring to justice those who perpetrate gun violence, dedicating a special unit to carry out this task. (Webster 41)

WHEREAS, we need law enforcement leaders to have considerable engagement with the impacted communities, assist with the reconciliation for past injustices, and a commitment to police reforms demanded by the communities. (Webster 41)

WHEREAS, we need fewer arrests for minor infractions and greater police focus on gun violence and the individuals perpetrating it. (Webster 41)

WHEREAS, we need services that are effective, not working in silos, well managed by city agencies, including but not limited to, the Department of Motor Vehicles, Metropolitan Police Department, Office of the Attorney General, the DC Public Schools, and the Department of Behavioral Health.

WHEREAS, alcohol is an important contributor to interpersonal violence and specifically violence involving firearms (Sontate)

WHEREAS, studies have consistently shown that the density of alcohol outlets is positively associated with violent crime after controlling for other neighborhood conditions (Franklin)

WHEREAS, gun violence in cities is most common in areas with concentrated disadvantage, blight (vacant buildings and lots), and other signs of physical and social disorder, including lots filled with trash. More indirectly, physical and social disorder sends signals that illegal behavior is tolerated and instills fear that prevents positive engagement to protect against violence. (Webster)

WHEREAS, the council or mayoral agencies create guidance for enforcement by MPD of drivers/motorcyclists/cyclists from being under the influence of THC and for the heavy enforcement of distracted driving.

WHEREAS, Councilmember Parker, as a member of the Committee on Transportation and the Environment, voted along with other councilmembers to “advance the STEER Act (Strengthening Traffic Enforcement, Education, and Responsibility Amendment Act of 2023) out of Committee. This bill aims to curb dangerous driving and strengthen enforcement by:

- Creating a new point **system** for drivers with repeat, high-speeding driving violations, leading to booting and towing regardless of paid or unpaid tickets
- Giving the DC Attorney General authority to sue dangerous drivers with multiple reckless driving violations, no matter where they live
- Creating an Intelligent Speed Assistance Pilot Program to install "speed governors" on the cars of people who commit serious speeding crimes, preventing them from driving over a certain limit in the future
- Holding drunk drivers accountable and getting them off the road by closing loopholes and fixing agency failures revealed through Committee oversight
- Preventing victims of auto theft from getting driving tickets” – CM Parker’s newsletter on 12/6

THEREFORE, BE IT RESOLVED, ANC 5F endorses the STEER ACT, but also requests the DC Council also wants to improve this bill by allowing for residents to submit videos with their cell phones or cameras that can be used against offending drivers doing illegal driving activities and parked vehicles and incentivizes them by giving them a cut of the proceedings. Funding raised through this effort should go exclusively to safer street infrastructure and improvements.

THEREFORE, BE IT RESOLVED, ANC 5F requests the education of traffic laws by the District Department of Transportation (DDOT), Department of Motor Vehicles (DMV), and the Metropolitan Police Department (MPD) to both residents and migrant communities, and engagement on licensing, scooter and motorcycle vehicle usage and then subsequent enforcement for additional safety.

THEREFORE, BE IT RESOLVED, ANC 5F endorses allowing for residents to submit videos and government agencies like DDOT and the District Department of Energy and the Environment with their cell phones or cameras that can be used against offending drivers and parked vehicles that are idling, like the Citizens Air Complaint Program in New York City, and incentivizes them by giving

them a cut of the proceedings. This funding should then go to public health and related pollution reduction measures in the city.

THEREFORE, BE IT FURTHER RESOLVED ANC 5F requests MPD provide improved Robbery Suppression Unit support along the MBT, additional bicycle officers to help enforce illegal use of motorcycles and large electric motorized scooters capable of traveling faster than 25 MPH on the MBT, and

THEREFORE, BE IT FURTHER RESOLVED ANC 5F requests DDOT install additional signage in English and Spanish along the MBT that states that motorized vehicles are not allowed and more than 2 violations leads to vehicle impoundment with the proper enforcement mechanisms, including additional cameras installed along the the MBT

THEREFORE, BE IT FURTHER RESOLVED, ANC 5F requests the DMV, MPD, and DPW on the enforcement of all motorized vehicle registration, license plates, and legal licenses in the public right of way, including for 25cc and greater electric or motorized scooters capable of going faster than 25 miles per hour on roads.

THEREFORE, BE IT FURTHER RESOLVED ANC 5F requests supporting the following legislation to be passed with expedience with the relevant budget support:

- [Safe Commercial Corridors Amendment Act](#)
- [Strengthening Traffic Enforcement, Education, and Responsibility \(“STEER”\) Amendment Act of 2023](#)

THEREFORE, BE IT FURTHER RESOLVED that ANC 5F implores the DC Council to move forward with these bills without delay to help reduce violence as well as ensure the inclusion of all relevant stakeholders in the conversation, including members of the community, US Attorney General’s Office, DC Attorney General, DC Police Union, MPD Captains and Leadership, and

THEREFORE BE IT RESOLVED, that ANC 5F implores MPD to significantly increase physically pulling over individuals who actively engage in traffic infractions, having outstanding tickets, expired registration, temporary tags, illegal and expired plates, help with impoundment of vehicles, fix it tickets, enforcement of right on red, illegal driving and not stopping for people in the crosswalks, speeding, not stopping at stop signs, additional enforcement of window tinting, and

THEREFORE, BE IT RESOLVED, that ANC 5F endorses the council to allow MPD in the safe police pursuit of drivers driving dangerously to increase accountability for MPD’s role in mitigating reckless road behaviors but prioritizes public safety, personal property, and related collateral damage - this would require having speed traps set-up with multiple officers at specific hidden locations, and

THEREFORE, BE IT RESOLVED, ANC 5F supports heavier enforcement by MPD to prevent drivers/motorcyclists/cyclists from being impaired and under the influence of THC or alcohol, and

THEREFORE, BE IT RESOLVED, ANC 5F supports heavier enforcement by MPD to prevent drivers/motorcyclists/cyclists from being impaired by distracted driving.

THEREFORE, BE IT RESOLVED that ANC 5F requests DDOT install an ATE Speed Camera and Red-Light Camera at 3rd and Rhode Island Ave NE traffic light when it gets constructed and installed.

THEREFORE, BE IT RESOLVED that ANC 5F requests DPW and MPD to significantly increase the ability to impound vehicles through quick towing, either by contracted third parties or purchase and hiring of new tow trucks, and providing adequate personal protective gear to employees,

THEREFORE BE IT RESOLVED, ANC 5F requests the Mayor's office to provide adequate support for full and immediate accreditation for the DC's crime lab and the requisite amount of employees to keep up with the significant backlog currently incurred, and

THEREFORE, BE IT RESOLVED that ANC 5F requests MPD perform high visibility traffic safety compliance checkpoints at various locations on a consistent basis along Rhode Island Ave, North Capitol Street, and New York Ave in ANC 5F as well as along arterials of Lincoln Road, T Street, and neighborhood areas near schools on a regular basis, and

BE IT FURTHER RESOLVED that the Council requests the Mayor's Office of Community Relations to flier the neighborhood with handouts or large mailers on public resources and recently passed legislation including the incentivizing of keeping drivers accountable, and

BE IT FURTHER RESOLVED that the sponsor is directed to transmit a copy of this resolution to appropriate recipients and update the website to reflect the changes noted above; and

BE IT FURTHER RESOLVED that this resolution will take effect immediately upon passage.

Resolution credits/references listed here:

Franklin, F Abron, et al. "Alcohol Outlets and Violent Crime in Washington D.C." *The Western Journal of Emergency Medicine* vol. 11,3 (2010): 283-90.

Sontate, K. V., Rahim Kamaluddin, M., Naina Mohamed, I., Mohamed, R. M. P., Shaikh, Mohd. F., Kamal, H., & Kumar, J. (2021). Alcohol, Aggression, and Violence: From Public Health to Neuroscience. *Frontiers in Psychology*, 12(699726). <https://doi.org/10.3389/fpsyg.2021.699726>

Webster, Daniel W. "Public health approaches to Reducing Community Gun Violence." *Daedalus*, vol. 151, no. 1, 2022, pp. 38–48, https://doi.org/10.1162/daed_a_01886.

**This resolution came before ANC 5F at a duly noticed public meeting on January 23, 2024.
ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.
With 7 Commissioners present, ANC 5F voted 7 Yea, 0 Nay, and 0 Abstain.**

Attest:



Chair, ANC 5F



Secretary, ANC 5F



GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

Resolution on Gun Violence Improvements for the District of Columbia

ANC5F-25-080

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Sponsor: Commissioner Galvan
Co-Sponsor: Commissioner Hurst

WHEREAS, according to the Washington Post, “the nation’s capital recorded more homicides in 2023 than in any year since 1997, giving the District the fifth-highest murder rate among the nation’s biggest cities,” – Article from January 1, 2024

WHEREAS, according to the Washington Post, “more than 90 percent of the killings through December 27 were by gunfire” and more than 40 individuals were killed by traffic collisions, and “of the 75 cases in which they had made an arrest by late November, the motive in nearly half was an ‘argument.’ At least 12 stemmed from domestic disputes, eight were attributed to robberies, and five to neighborhood conflicts.”

WHEREAS, ANC 5F area has seen a significant increase in violence, and

WHEREAS, car jackings, gunshots, armed robberies, driver violence, more than 75% of blocks have significant trash build-up outside cars and along sidewalks, large dumping, and helicopters circulating on a nightly basis with searchlights, has led to to fear among residents who simply need to go outside, and

WHEREAS, gun violence in cities is most common in areas with concentrated disadvantage, blight (vacant buildings and lots), and other signs of physical and social disorder, including lots filled with trash. More indirectly, physical and social disorder sends signals that illegal behavior is tolerated and instills fear that prevents positive engagement to protect against violence, and (Schuerman)

WHEREAS, public safety in 5F is a top concern among residents, and

WHEREAS, neighbors are upset and afraid, a feeling of lawlessness is exhibited on a daily basis by drivers and the moral social code appears to be broken, and

WHEREAS, an expert in public health approaches to reducing community gun violence, a professor of public health at John Hopkins, Dr. Daniel W. Webster states “research demonstrates that appropriately targeted efforts that invest in and support individuals and neighborhoods at greatest risk for involvement in gun violence can be successful in saving lives and reaping impressive return on investment,” and

WHEREAS, “firearm homicides are the third leading cause of death for persons

twenty-five to thirty-four years old, and the leading cause of death for black males aged fifteen to thirty-four,” and (Webster 38)

WHEREAS, the fear of gun violence is palpable in the neighborhood, and could result in enormous consequences for urban flight of individuals (Cullen and Levitt), disrupting and creating economic instability of the local DC government (Tita), and threatening the reputation not only of the Nation's Capital, but also of the effectiveness and confidence of local government, and

WHEREAS, Congress has the power to assert control over local government affairs, and the absence of quick improvements in the reduction of crime, could likely lead to Members of Congress stepping in and passing legislation that could remove the ability for DC to have autonomy over its local laws, leading to further dysfunctional relationships and a further erosion of democratic rights for residents living in the city, and

WHEREAS, one study estimated the costs related to medical treatment, disability, lost productivity, and criminal justice responses to gun violence totaled \$229 billion annually, and (Webster 38)

WHEREAS, a single gun homicide in some regions have shown to reduce home values by 3% in Washington, DC, eroding the tax base and critical public services that the DC government needs to serve its people, and (Webster 39)

WHEREAS, a public health approach focused on a balance of needed reforms for policing and prosecution to promote more focused and balanced approaches to violence prevention is most necessary to both support those at greatest risk of violence, and (Webster 39)

WHEREAS, according to Thomas Abt, a crime researcher, “the approaches to urban violence should be focused, balanced, and fair. Focused because gun violence is highly concentrated among a very small percentage of the population and highly concentrated spatially even within neighborhoods of high rates of shootings. Balance refers to the use of social services and job opportunities along with the effective enforcement that can deter gun violence.” (Webster 39-40) Fairness is important not only as a matter of justice, but research shows that compliance with laws and cooperation with law enforcement are highly dependent upon whether individuals view police and prosecutors as legitimate and fair, and

WHEREAS, in 2022 and 2023, two men were murdered over the summer at the corner of 2nd and Adams Street NE within one year of each other,

WHEREAS, two men were recent murdered at 4th and Adams Street NE, changing the lives of families forever, and

WHEREAS, shootings in ANC 5F are commonplace during the day and at night all throughout the neighborhoods of Edgewood and Eckington, and

WHEREAS, neighbors report significant lawbreaking with little to no enforcement occurring, whether it be from public consumption of legal and illicit drugs and/or alcohol, dangerous driving, or other basic public safety laws, especially in the absence of enough officers to enforce such laws, and

WHEREAS, MPD is significantly understaffed and current officers are required to perform significant overtime due to the increase in district crime, leading to burnout which is likely to lead to significant turnover, additional cost, and ineffective policing in DC, and

WHEREAS, assailants are masked and leverage their anonymity to terrorize innocent people, the inability to identify these assailants is difficult to criminally charge them, and residents need multiple new tools to help them catch the criminals and charge them after they have committed a crime, and

WHEREAS, DC's crime lab has been only partially re-accredited in December 2023 since being unaccredited since spring of 2021, making DNA analysis, fingerprints, and other evidence processing slower and thus more difficult to prosecute individuals that break the law, and

WHEREAS, Bloomberg Professor of American Health and Director of the John Hopkins Center for Gun Violence Prevention states that other cities of “successful gun violence prevention can be seen in Oakland, CA that both promote safety and justice, including the National Network for Safer Communities, which has an impressive track record of success. These should include:

- Data collection by law enforcement to identify the small number of individuals and groups within a community that are most at risk for involvement in gun violence
- Track ongoing conflicts and other activities that may contribute to violence
- Have meetings with high risk individuals that include law enforcement officials, community members, and social service providers to communicate that violence must stop,” and (Webster 41)

WHEREAS, the Council will soon vote on public safety legislation that will address pre-trial release for violent offenders and currently there is no requirement for judges to explain their reason for release, and (Councilmember Zachary Parker)

WHEREAS, currently there is no legislation holding judges accountable for releasing violent offenders prior to trial, nor does legislation require an explanation by the deciding judge, and

THEREFORE, BE IT RESOLVED, ANC 5F promotes public health approaches to public safety, which views our neighbors and community holistically and as people first.

THEREFORE, BE IT FURTHER RESOLVED, ANC 5F supports equitably providing resources to our neighbors to ensure we are closing disparities in crime and health, while building bridges with historically marginalized community members.

THEREFORE, BE IT FURTHER RESOLVED, ANC 5F believes in and endorses peer-reviewed, evidence-based research that is shown to reduce crime while promoting equity.

THEREFORE, BE IT FURTHER RESOLVED, ANC 5F needs community members that know the perpetrators or know those who are most at risk, and who are able to develop relationships with those community members and build trust, and (Webster 41)

THEREFORE, BE IT FURTHER RESOLVED, ANC 5F we needs city officials, specifically from The Mayor's Office, DC Council, Office of Neighborhood Safety and Engagement (ONSE), Department of Behavioral Health (DBH), and Department of Public Works (DPW) in a coordinated effort to make provide immediate assistance to individuals who need help turning away from violence, including, but not limited to, intensive mentoring, employment and training services, housing, and drug treatment, and (Webster 41)

THEREFORE, BE IT FURTHER RESOLVED, ANC 5F request street outreach workers supported by The Mayor's Office, ONSE, and Metropolitan Police Department (MPD) to engage those who are the focus of the intervention to support them in their efforts to turn away from violence , and (Webster 41)

THEREFORE, BE IT FURTHER RESOLVED, ANC 5F request Law Enforcement leaders amongst MPD to promise to bring to justice those who perpetrate gun violence, dedicating a special unit to carry out this task, and (Webster 41)

THEREFORE, BE IT FURTHER RESOLVED, ANC 5F requests law enforcement leaders amongst MPD to have
considerable engagement with the impacted communities, assist with the reconciliation for past injustices, and a commitment to police reforms demanded by the communities, and (Webster 41)

THEREFORE, BE IT FURTHER RESOLVED, ANC 5F, we need fewer arrests for minor infractions and greater police focus on gun violence and the individuals perpetrating it, through a coordinated effort between Office of the Attorney General, MPD, and the greater DC Court System, and (Webster 41)

THEREFORE, BE IT FURTHER RESOLVED, that ANC 5F supports OAG and the greater DC Court System in the shift in presumption for detention for all individuals accused of a violent crime, ensuring the judge still has discretion to release a suspect, the presumption will be for detention. ANC 5F also supports judges offering written and public explanations as to why they are releasing a suspect from pretrial detention, and

THEREFORE, BE IT FURTHER RESOLVED, ANC 5F endorses law enforcement leaders amongst MPD to track officer patterns for stopping and searching individuals. They should also track complaints, cases dismissed due to illegal searches, and whether evidence from gun-related arrests leads to convictions or guilty pleas. These metrics should be shared on a monthly basis with the public and briefed to the ANC via email on a quarterly basis, and (Webster 40)

THEREFORE, BE IT FURTHER RESOLVED, ANC 5F endorses MPD's in conjunction with OAG and the

greater DC Court System's swift and immediate punishment for those that are arrested for illegal gun possession with due process, and

ANC5F-25-0 THEREFORE, BE IT RESOLVED, ANC 5F requests the DC Council to support the "Evidence-Based Gun Violence Reduction & Prevention Act of 2023, which implements strategies that are proven to reduce violent crime, and better focus law enforcement efforts on holding violent offenders accountable. It will also help sworn officers focus more of their attention on resources on violent crime, increase transparency, and increase supports for victims of violent crime, [and is] based on the National Institute for Criminal Justice Reform's DC Gun Violence Reduction Strategic Plan" – (Phil Mendelson)

THEREFORE, BE IT FURTHER RESOLVED that ANC 5F requests DC Courts and DC Council research on additional accountability measures that are constitutional for pretrial monitoring as GPS bracelets are outdated and ineffective in today's offenses, and

THEREFORE, BE IT FURTHER RESOLVED ANC 5F requests supporting the following legislation in front of the DC Council:

- [Secure DC Omnibus Amendment Act of 2023](#)
- [Improving Safety and Emergency Response on Transit Corridors Act](#)
- [Safe Commercial Corridors Amendment Act](#)
- [Whole of Government Response to Crime Act](#)
- [Prioritizing Public Safety Emergency Amendment Act of 2023](#)

THEREFORE, BE IT FURTHER RESOLVED ANC 5F requests comprehensively respond our current crime spike, with conditions that the Council revisit, in cooperation with civil rights organization and advocates, provisions regarding police officer accountability and misconduct, including but not limited to, ensuring public availability of disciplinary reports and not rolling back existing accountability measures, and

THEREFORE, BE IT FURTHER RESOLVED, ANC 5F supports DC Council bills that increase accountability for crime, increased resources to catch and prosecute crime for offenders, and increased support for courts to expedite criminal cases, and

THEREFORE BE IT FURTHER RESOLVED, ANC 5F endorses the Mayor's office to provide adequate support for full and immediate accreditation for the DC's crime lab and the requisite amount of employees to keep up with the significant backlog currently incurred, and

THEREFORE, BE IT FURTHER RESOLVED that ANC 5F implores the DC Council to move forward with these bills without delay to help reduce violence as well as ensure the inclusion of all relevant stakeholders in the conversation, including leaders and members of the community, US Attorney General's Office, DC Attorney General's office, DC Police Union, MPD Captains and Leadership, and public health experts,

BE IT FURTHER RESOLVED that the Council support public resources to flyering the neighborhood about the resources available for all people and especially individuals at risk, and

BE IT FURTHER RESOLVED that the sponsor is directed to transmit a copy of this resolution to appropriate recipients and update the website to reflect the changes noted above; and

BE IT FURTHER RESOLVED that this resolution will take effect immediately upon passage.

Resolution credits/references listed here:

ANC 5F-25-08 Berry, and Levitt, Steven D. "Crime, Urban Flight, and the Consequences for Cities." *Review of Economics and Statistics*, vol. 81, no. 2, May 1999, pp. 159–69,

<https://doi.org/10.1162/003465399558030>.

Franklin, F Abron, et al. "Alcohol Outlets and Violent Crime in Washington D.C." *The Western Journal of Emergency Medicine* vol. 11,3 (2010): 283-90.

Schuerman, Leo, and Solomon Kobrin. "Community Careers in Crime." *Crime and Justice*, vol. 8, Jan. 1986, pp. 67–100, <https://doi.org/10.1086/449120>. Accessed 3 May 2020.

Sontate, K. V., Rahim Kamaluddin, M., Naina Mohamed, I., Mohamed, R. M. P., Shaikh, Mohd. F., Kamal, H., & Kumar, J. (2021). Alcohol, Aggression, and Violence: From Public Health to Neuroscience. *Frontiers in Psychology*, 12(699726). <https://doi.org/10.3389/fpsyg.2021.699726>

Tita, George E., et al. "Crime and Residential Choice: A Neighborhood Level Analysis of the Impact of Crime on Housing Prices." *Journal of Quantitative Criminology*, vol. 22, no. 4, July 2006, pp. 299–317, <https://doi.org/10.1007/s10940-006-9013-z>.

Webster, Daniel W. "Public health approaches to Reducing Community Gun Violence." *Daedalus*, vol. 151, no. 1, 2022, pp. 38–48, https://doi.org/10.1162/daed_a_01886.

**This resolution came before ANC 5F at a duly noticed public meeting on January 23, 2024.
ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.
With 6 Commissioners present, ANC 5F voted 6 Yea, 0 Nay, and 0 Abstain.**

Attest:


Chair, ANC 5F


Secretary, ANC 5F



GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

ANC5F-25-081

RESOLUTION REQUESTING BUDGET SUPPORT FOR RHODE ISLAND AVENUE NE IMPROVEMENTS

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Sylvia Pinkney
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Sponsor: Commissioner Bishop-Henchman
Co-sponsor: Commissioner Sahni, Commissioner Galvan

WHEREAS, Rhode Island Avenue NE is a street designated on D.C.'s "High Injury Network" and yet no safety or infrastructure improvements are planned in the current scope of DDOT's capital improvement or operating plans; and

WHEREAS, Rhode Island Avenue NE in Ward 5 had 491 crashes from 2021 to 2022, or an average of one every 36 hours; and

WHEREAS, Rhode Island Avenue NE is designated as a high priority for transit infrastructure in the moveDC network and listed as a DDOT future Bus Priority corridor; and

WHEREAS, on February 8, 2023, 66-year-old James Tarrants was killed by a car while crossing Rhode Island Avenue NE at 6th Street in ANC 5F, a high-crossing location where no crosswalk exists and where DC Water and DDOT had closed sidewalks to facilitate nearby construction without offering safe accommodation;

WHEREAS, in the Vision Zero safety walk following Mr. Tarrants's death, DDOT proposed studying a crosswalk and signal at the 600 block of Rhode Island Avenue NE to link new Bryant Street developments and Greater Mount Calvary Holy Church to the north and planned developments to the south with a safe and direct route to the WMATA station and grocery store and pharmacy, relocating bus stops, widening sidewalks or not adding back travel lanes after the conclusion of DC Water construction, and changing traffic signal timing to deter speeding through the intersections; and

WHEREAS, as of February 8, 2024, no action has been taken on any of those promises; and

WHEREAS, in Resolution ANC 5F-25-015 (2023) and Resolution ANC 5F-25-050 (2023), ANC 5F requested D.C. Council budget support for, among other things:

- Overhauling and re-envisioning Rhode Island Avenue NE to establish new and prioritized bus service, improved reliability, and improved pedestrian, cyclist, and motorist safety

- Implementing bus lanes and signal priority on Rhode Island Avenue, and as an intermediate step, implementing 24/7 parking along Rhode Island Avenue to improve pedestrian safety and reduce road speeds
- Adding a crosswalk west of the railroad tracks as discussed at the Vision Zero walk at the site of Mr. Tarrants's death and where intense pedestrian-oriented development is occurring now and in the near future
- More frequent bus service on the G8 (including restoring G9 limited-stop service) and D8 routes to connect Eckington and Edgewood residents to neighboring communities, local amenities, schools, and jobs
- Endorsing the WMATA Better Bus plan for a reconfigured high-frequency and limited-stop service on Rhode Island Avenue ("DC214") with standard bus stop spacing of no more than 4 per mile
- Insisting that the Trinidad and Edgewood neighborhoods have service connecting them to Union Station/downtown, Washington Hospital Center, and grocery stores, with such a route serving stops served now by G8 route that would not be covered by DC214
- Another or extended high frequency route west of Rhode Island Avenue station to Shaw or U Street

; and

WHEREAS, DDOT is implementing \$1 million in targeted tactical safety improvements along South Dakota Avenue NE, as a result of a subproject established by the D.C. Council to calm traffic, reduce injuries, and improve connectivity along the corridor; and

WHEREAS, similar needed improvements to Rhode Island Avenue NE should not continue to be deferred indefinitely;

THEREFORE, BE IT RESOLVED that ANC 5F respectfully requests that DDOT and the D.C. Council establish a sub-project within DDOT's Safety & Mobility master project to fund tactical safety improvements on Rhode Island Avenue NE, and place \$1 million in the new sub-project, authorizing DDOT to pursue improvements such as wider sidewalks, enhanced bus service with bus lanes and signal priority, 24/7 parking, reduced road speeds, a crosswalk at the 600 block of Rhode Island Avenue NE, and other actions to calm traffic, reduce injuries, and improve connectivity along the corridor;

BE IT FURTHER RESOLVED that the sponsor of this resolution is directed to transmit a copy of this resolution to appropriate recipients, and that ANC 5F commissioners are authorized to represent themselves as speaking on behalf of the 5F Commission in advocating for the aforementioned.

This resolution came before ANC 5F at a duly noticed public meeting on February 20, 2024. ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum. With 7 Commissioners present, ANC 5F voted 7 Yea, 0 Nay, and 0 Abstain.

Attest:



Chair, ANC 5F



Secretary, ANC 5F



GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

ANC5F-25-082 RESOLUTION REQUESTING SCOPE AND SPECIFICS OF DDOT SIDEWALK CONSTRUCTION AT T STREET NE

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Sylvia Pinkney
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Sponsor: Commissioner Bishop-Henchman

WHEREAS, the District Department of Transportation (DDOT) has given notice of its sidewalk construction plan for 2024, which includes the 400 to 601 block of T Street NE in ANC 5F06 (primarily the 400 block as confirmed by Ms. Karyn McAlister of DDOT, as there is no 500 block of T Street NE); and

WHEREAS, in the coming months, DDOT will develop a design and share with the community 30 days prior to construction; and

WHEREAS, the sidewalk gap in this area proceeds from T Street NE up the sharp curve to 5th Street NE half-way toward V Street NE, where the sidewalk begins again;

WHEREAS, the sharp curve at 5th and T Streets NE and lack of sidewalks make it very dangerous for pedestrians, especially those pedestrians accessing the Metropolitan Branch Trail entrance a few steps away, because cars and trucks routinely take the blind turn at high speed;

THEREFORE, BE IT RESOLVED that ANC 5F respectfully requests that the DDOT sidewalk gap construction work plan for 400 to 601 blocks of T Street NE encompass the 400 to 500 block of T Street NE and the 1900 block of 5th Street NE immediately adjacent, to link to existing sidewalk at 2000 5th Street NE; and

BE IT FURTHER RESOLVED that ANC 5F respectfully requests that the DDOT sidewalk construction narrow the street and/or reduce the sharp curve at 5th and T Streets NE to discourage drivers from taking the blind turn at high speeds; and

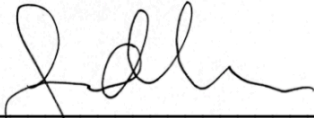
BE IT FURTHER RESOLVED that ANC 5F respectfully requests that the DDOT sidewalk construction plan for 5th Street NE be compatible for future potential designation of 5th Street NE as a truck designated route; and

BE IT FURTHER RESOLVED that ANC 5F respectfully requests that DDOT accord “great weight” to these requests; and

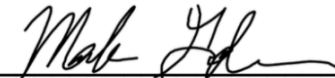
BE IT FURTHER RESOLVED that the sponsor of this resolution is directed to transmit a copy of this resolution to appropriate recipients and is authorized to represent themselves as speaking on behalf of the 5F Commission in advocating for the aforementioned.

**This resolution came before ANC 5F at a duly noticed public meeting on February 20, 2024. ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.
With 7 Commissioners present, ANC 5F voted 7 Yea, 0 Nay, and 0 Abstain.**

Attest:



Chair, ANC 5F



Secretary, ANC 5F



GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

ANC 5F-25-083

RESOLUTION REQUESTING AGREEMENT ON SNOW AND ICE REMOVAL ON THE METROPOLITAN BRANCH TRAIL AND BRYANT ST NE

Sponsor: Commissioner Sahni

Co-Sponsor: Commissioner Bishop-Henchman, Commissioner Galvan

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WHEREAS, the Metropolitan Branch Trail (MBT) runs north-south through ANC 5F, and represents a major corridor for thousands of residents and visitors daily; and

WHEREAS, at Bryant St NE, the MBT connects to the Rhode Island Avenue Metrorail station and its several thousand daily users via a pedestrian bridge; and

WHEREAS, the District Department of Transportation (DDOT) constructed the pedestrian bridge in 2014; and

WHEREAS, many residents and visitors to ANC 5F rely on the MBT to commute to work, school, and run errands and rely on the pedestrian bridge, in particular, to access Metrorail; and

WHEREAS, on January 9th 2020, the Department of Public Works (DPW) acknowledged via Twitter/X that snow removal for this bridge was the responsibility of the DC Snow Team, which they administer; and

WHEREAS, following a heavy snowfall on January 16th, 2024 the MBT and the pedestrian bridge, including its ramps on the MBT and Metrorail sides, was heavily covered in snow; and

WHEREAS, over the next few days they remained unshoveled, and, as snow melted, it refroze, forming into ice, and

WHEREAS, a second snowstorm hit a few days later, causing the snow and ice covering on this pedestrian bridge to worsen; and

WHEREAS, the pedestrian bridge and MBT remained unshoveled and treated until several days later, after the direct intervention of ANC 5F commissioners; and

ADVISORY NEIGHBORHOOD COMMISSION 5F SERVES THE COMMUNITIES OF ECKINGTON AND EDGEWOOD.

WHEREAS, in the meantime, residents (some of whom are mobility impaired) commuting to work, visiting, attending school, or running errands in ANC 5F experienced hazardous conditions when they traversed the MBT and pedestrian bridge to access Metrorail, commute to work, school, medical appointments, and run errands; and

WHEREAS, many of the local roads were both pre-treated and plowed; and

WHEREAS, fewer than half of District residents drive regularly, relying on the many public transit and micromobility options available.

THEREFORE, BE IT RESOLVED that ANC 5F requests that DDOT and DPW come to an agreement and notify ANC 5F about who is responsible for snow pretreatment, clearing, and maintenance of the pedestrian bridge connecting the Metropolitan Branch Trail to the Rhode Island Avenue Metrorail station; and

BE IT FURTHER RESOLVED that ANC 5F encourages DDOT and DPW to work with adjacent landlords and property owners, such as those at Bryant St NE (MRP), and community organizations, such as the Washington Area Bicycling Association (WABA), to authorize them to clear public space to accelerate snow removal activities if they are able and willing; and

BE IT FURTHER RESOLVED that ANC 5F requests that this agreement include a timeline that describes where these important transit corridors fall within the responsible-agency's snow and ice removal priorities; and

BE IT FURTHER RESOLVED that ANC 5F requests that effort be taken to use environmentally-friendly and pet-safe pretreatment options for both the trail and bridge; and

BE IT FURTHER RESOLVED that ANC 5F requests that DDOT and DPW provide a copy of their agreement to ANC 5F within 45 days of receipt of this resolution; and

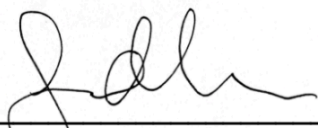
BE IT FURTHER RESOLVED that ANC 5F requests that DDOT and DPW make a copy of their agreement available in a publicly-accessible location on both agencies' websites; and

BE IT FURTHER RESOLVED that the sponsors are directed to transmit a copy of this resolution to appropriate recipients; and

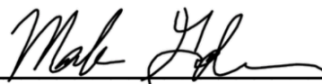
BE IT FURTHER RESOLVED that the sponsors of this resolution are authorized to represent themselves as speaking on behalf of the 5F Commission in advocating for the aforementioned.

**This resolution came before ANC 5F at a duly noticed public meeting on February 20, 2024. ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.
With 7 Commissioners present, ANC 5F voted 7 Yea, 0 Nay, and 0 Abstain.**

Attest:



Chair, ANC 5F



Secretary, ANC 5F



GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

ANC 5F-25-084 RESOLUTION REQUESTING TRAFFIC CALMING FOR THE 700 BLOCK OF JACKSON ST NE

Sponsor: Commissioner Sahni

WHEREAS, residents along the 700 block of Jackson St NE have dealt with speeding motorists cutting through their block to head north on 8th St NE or south on 7th St NE; and

WHEREAS, residents have witnessed numerous accidents, as well as near-misses, related to cars traveling at high rates of speed; and

WHEREAS, this block is along a major route to school for children attending the four schools along the 700 block of Edgewood St NE, Washington Leadership Academy, Lee Montessori School, and Catholic University of America, and has a major bus stop for the schools (G8); and

WHEREAS, residents have been requesting traffic calming and pedestrian safety measures along this block for several years, including with TSIs

- SR# 22-00442173
- SR# 22-00439279
- SR# 23-00015470
- SR# 23-00111894
- SR# 23-00111901
- SR# 23-00490184
- SR# 24-00022741
- SR# 24-00022745; and

WHEREAS, this block of Jackson St NE meet the following DDOT criteria for vertical mitigation as it

- is classified as a local road, and
- sees a low volume of traffic, and
- has a speed limit of 20 mph, and
- the roadway grade is under 8%, and
- the road is not classified as an emergency access route; and

WHEREAS, curb bumpouts enhance visibility between motorists and pedestrians, as they encourage vehicles to slow down when approaching intersections and allow pedestrians to see and be seen more easily by oncoming traffic in addition to reducing crossing distance for pedestrians, and

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WHEREAS, raised crosswalks serve as an additional safety measure that elevates the crossing area for pedestrians, making them more visible to approaching motorists and encouraging drivers to reduce their speed when approaching these crosswalks, and

THEREFORE, BE IT RESOLVED that ANC 5F requests that DDOT design and install both vertical mitigations and curb bumpouts along the 700 block of Jackson St NE, and at the intersections at Jackson St NE & 7th St NE and Jackson St NE & 8th St NE; and

BE IT FURTHER RESOLVED that the sponsor is directed to transmit a copy of this resolution to appropriate recipients; and

BE IT FURTHER RESOLVED that the sponsor of this resolution is authorized to represent themselves as speaking on behalf of the 5F Commission in advocating for the aforementioned; and

**This resolution came before ANC 5F at a duly noticed public meeting on February 20, 2024. ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.
With 7 Commissioners present, ANC 5F voted 7 Yea, 0 Nay, and 0 Abstain.**

Attest:



Chair, ANC 5F



Secretary, ANC 5F



GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

ANC5F-25-085

RESOLUTION REQUESTING DPR SUBMIT A BUDGET REQUEST FOR SHADE AT EDGEWOOD RECREATION CENTER

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Sponsor: Commissioner Sahni
Co-sponsors: Commissioner Galvan, Commissioner Hurst

WHEREAS, the Edgewood Recreation Center (Edgewood Rec) provides residents with opportunities for recreation, nutrition, exercise, relaxation, community events, as well as extracurricular programming, and

WHEREAS, Edgewood Rec is an important part of the support structure in Edgewood; and

WHEREAS, Edgewood Rec is operated by the Department of Recreation (DPR); and

WHEREAS, due to anthropogenic climate change, the average summer temperatures in DC have risen, with the District having experienced 5 out of 6 of its hottest summers since 2010; and

WHEREAS, the site includes a splash pad and outdoor playground; and

WHEREAS, parents and caregivers take young children to Edgewood Rec during the summer to cool off at the splash pad, and expend energy at the playground, and

WHEREAS, while the children are playing, the parents and caregivers supervise from nearby, exposed to the direct sun; and

WHEREAS, the protective surfaces of the spray park and playground get very hot under the summer sun, and

WHEREAS, this presents an uncomfortable and unsafe circumstance for those involved;

THEREFORE, BE IT RESOLVED that ANC 5F requests that the Department of Parks and Recreation estimate how much it would cost to buy and install shade-providing structures, including (but not limited to) trees, at both the splash pad and playground at Edgewood Recreation Center; and

ADVISORY NEIGHBORHOOD COMMISSION 5F SERVES THE COMMUNITIES OF ECKINGTON AND EDGEWOOD.

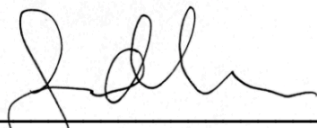
BE IT FURTHER RESOLVED that ANC 5F requests that DPR include the acquisition and installation of shade-providing structures for Edgewood Recreation Center in its FY25 budget; and

BE IT FURTHER RESOLVED that the sponsor is directed to transmit a copy of this resolution to appropriate recipients; and

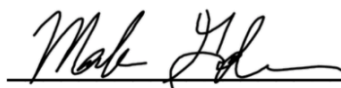
BE IT FURTHER RESOLVED that ANC 5F commissioners are authorized to represent themselves as speaking on behalf of the 5F Commission in advocating for the aforementioned.

**This resolution came before ANC 5F at a duly noticed public meeting on February 20, 2024. ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.
With 7 Commissioners present, ANC 5F voted 7 Yea, 0 Nay, and 0 Abstain.**

Attest:



Chair, ANC 5F



Secretary, ANC 5F



GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

RESOLUTION REQUESTING DPR INSTALL AN ADDITIONAL CHILD FENCE AT EDGEWOOD RECREATION CENTER

Sponsor: Commissioner Hurst
Co-sponsors: Commissioner Sahni

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WHEREAS, the Edgewood Recreation Center (Edgewood Rec) was rebuilt and reopened in 2019. Since then it has become an important community gathering place and appreciated play space for parents and young children; and

WHEREAS, in the summers Edgewood Rec center has a very popular and well attended spray park area. The spray park is often crowded, chaotic, and popular with parents and young kids; and

WHEREAS, children running, shouting, and playing in spray park water can be very difficult to keep constant eyes on. Parents and caregivers often have more than one child and can not always perfectly track their children in this chaotic fun environment.; and

WHEREAS, there is no contained area or small fence and gate to keep kids in a naturally contained spray park area; and

WHEREAS, this lack of containment is especially dangerous where the spray park area adjoins the path to the Franklin Street NE exit gate.

THEREFORE, BE IT RESOLVED that ANC 5F requests that the Department of Parks and Recreation buy and install child-height fencing to be added in logical locations to create a contained spray park zone at Edgewood Recreation Center; and

ADVISORY NEIGHBORHOOD COMMISSION 5F SERVES THE COMMUNITIES OF ECKINGTON AND EDGEWOOD.

BE IT FURTHER RESOLVED that the sponsor is directed to transmit a copy of this resolution to appropriate recipients; and

BE IT FURTHER RESOLVED that ANC 5F commissioners are authorized to represent themselves as speaking on behalf of the 5F Commission in advocating for the aforementioned.

This resolution came before ANC 5F at a duly noticed public meeting on March 18, 2024.

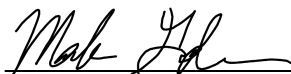
ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.

With 6 Commissioners present, ANC 5F voted 6 Yea, 0 Nay, and 0 Abstain.



Chair, ANC 5F

Attest:



Secretary, ANC 5F



GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

RESOLUTION REQUESTING AGREEMENT ON SNOW, ICE, AND LITTER REMOVAL ON THE FRANKLIN ST NE AND MONROE ST NE BRIDGES

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Sponsor: Commissioner Sahni
Co-sponsor: Commissioner Galvan

- WHEREAS, ANC 5F is bounded on the east by Metrorail and train tracks running north-south from Union Station to points north; and
- WHEREAS, there exist few east-west crossings over these tracks along the approximately two miles of ANC 5F's eastern border, with the 700-900 blocks of Franklin St NE (the Franklin St NE bridge) and 800 block of Monroe St NE (the Monroe St NE bridge) being two of them with vehicular travel lanes, protected bike lanes, and sidewalks; and
- WHEREAS, there exist 5+ schools, two Metrorail stations, many businesses, two farmers markets, and the Metropolitan Branch Trail within a few blocks of these crossings; and
- WHEREAS, residents and visitors to ANC 5F utilize these crossings to commute to work, school, and run errands and rely on the sidewalks and protected bike lanes to get to where they need; and
- WHEREAS, the bike lanes on these two bridges, most notably those on the Franklin St NE bridge, are frequently covered in debris cast off from cars and trucks on the roadway; and
- WHEREAS, following a heavy snowfall on January 16th, 2024 the sidewalks and bike lanes on these two bridges were covered in snow; and
- WHEREAS, over the next few days they remained unshoveled, and, as the snow melted, it refroze, forming into ice, and
- WHEREAS, a second snowstorm hit a few days later, causing the snow and ice covering on this pedestrian bridge to worsen; and
- WHEREAS, the pedestrian bridge remained unshoveled and untreated until several days later; and
- WHEREAS, in the meantime, residents (some of whom are mobility impaired) commuting to work, visiting, attending school, or running errands in ANC 5F experienced hazardous conditions when they attempted traversal to access Metrorail, commute to work, school, medical appointments, and run errands; and

WHEREAS, fewer than half of District residents drive regularly, relying on the many public transit and micromobility options available.

THEREFORE, BE IT RESOLVED that ANC 5F requests that DDOT and DPW come to an agreement and notify ANC 5F about who is responsible for snow pretreatment, clearing, and maintenance of the pedestrian and bike lane components of the Franklin St NE and Monroe St NE bridges; and

BE IT FURTHER RESOLVED that ANC 5F encourages DDOT and DPW to work with adjacent landlords and property owners and community organizations, such as the Washington Area Bicycling Association (WABA), to authorize them to clear public space to accelerate snow removal activities if they are able and willing; and

BE IT FURTHER RESOLVED that ANC 5F requests that this agreement include a timeline that describes where these important transit corridors fall within the responsible-agency's snow and ice removal priorities; and

BE IT FURTHER RESOLVED that ANC 5F requests that effort be taken to use environmentally-friendly and pet-safe pretreatment options where able; and

BE IT FURTHER RESOLVED that ANC 5F requests that the bike lanes on these two bridges are cleaned more frequently; and

BE IT FURTHER RESOLVED that ANC 5F requests that DDOT and DPW provide a copy of their agreement to ANC 5F within 45 days of receipt of this resolution; and

BE IT FURTHER RESOLVED that ANC 5F requests that DDOT and DPW make a copy of their agreement available in a publicly-accessible location on both agencies' websites; and

BE IT FURTHER RESOLVED that the sponsors are directed to transmit a copy of this resolution to appropriate recipients; and

BE IT FURTHER RESOLVED that the sponsors of this resolution are authorized to represent themselves as speaking on behalf of the 5F Commission in advocating for the aforementioned.

This resolution came before ANC 5F at a duly noticed public meeting on March 18, 2024.

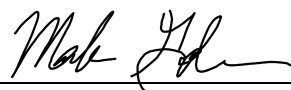
ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.

With 6 Commissioners present, ANC 5F voted 6 Yea, 0 Nay, and 0 Abstain.



Chair, ANC 5F

Attest:



Secretary, ANC 5F



GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

RESOLUTION IN SUPPORT OF METROPOLITAN BRANCH TRAIL CONNECTIVITY TO THE TAYLOR ST CORRIDOR MOBILITY LANES

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Sponsor: Commissioner Sahni
Co-sponsor: Commissioner Galvan

WHEREAS, ANC 5F contains a large, originating stretch of the Metropolitan Branch Trail (MBT); and

WHEREAS, the MBT is a tremendous asset as a north-south connecting trail and thoroughfare, and is heavily relied on by the community, including residents of ANC 5F, for commuting, school, errands, and recreation; and

WHEREAS, the MBT serves as a transportation route for many patrons to businesses in ANC 5F; and

WHEREAS, the recent northern expansion of the MBT and connection of sections across the missing span from Franklin St NE to Monroe St NE has elevated the need for a more northern east-west, over-track route; and

WHEREAS, the District Department of Transportation's (DDOT) stated MoveDC bicycle/mobility network vision is "a Districtwide network of connected bicycle routes that serve all residential areas, providing low-stress routes that are safe, comfortable, and inviting for all bicyclists, from children to seniors."; and

WHEREAS, DDOT has identified in its MoveDC plans that it plans to research and build protected mobility lanes in the upcoming for those using micromobility vehicles along the span of Taylor Street from the existing Rock Creek Church NW mobility lanes along Fort Drive and Taylor St NE to 19th St NE (the Taylor St Corridor), which would create an east-west route bisected by the MBT; and

WHEREAS, Taylor St NE is the only east-west crossing over the Metrotrail tracks in the 1.3 mile MBT segment from Michigan Ave NE to Galloway St NE; and

WHEREAS, DDOT has noted the importance of the Taylor St Corridor as an east-west route since 2014 when it was listed as a planned bikeway. In 2022, DDOT released an updated Proposed Protected Bikeway Map for fiscal years 2020 through 2024 with the bike lane being built in FY2023, and then delayed again until FY2024. In 2024, DDOT released an updated map showing these improvements planned to be delayed until 2026; and

WHEREAS, Ward 5 Councilmember Zachary Parker highlighted the importance of this project in his FY24 and FY25 budget letters to the Mayor, and emphasized that the design and installation process should be accelerated to start this year; and

WHEREAS, in 2023 the District had its highest single-year mortality rate since 2007 with 52 traffic fatalities, and

WHEREAS, vehicle, cyclist, and pedestrian safety problems are a critical equity issue for Ward 5, which has suffered from decades and neglect and disregard, resulting in an outsized share of DC's lethal arterial roadways, above-ground railroad tracks which prevent east-west crossing, fenced off institutions and infrastructure, and roadway surface area.

THEREFORE, BE IT RESOLVED that ANC 5F requests that DDOT accelerate the planning phase of the project to build protected mobility lanes along the Taylor Street NE corridor to have designs ready by the end of calendar year 2024, and expedite their installation in FY25; and

BE IT FURTHER RESOLVED that the sponsor is directed to transmit a copy of this resolution to appropriate recipients; and

BE IT FURTHER RESOLVED that the sponsor of this resolution is authorized to represent themselves as speaking on behalf of the 5F Commission in advocating for the aforementioned.

This resolution came before ANC 5F at a duly noticed public meeting on March 18, 2024.

ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.

With 6 Commissioners present, ANC 5F voted 6 Yea, 0 Nay, and 0 Abstain.



Chair, ANC 5F

Attest:



Secretary, ANC 5F



GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

Resolution on Air Quality Permit 7301-SM for Fort Myers Construction Corporation - Plant #1 2001 5th Street NE

Sponsors: Commissioners Mark Galvan & Anthony Hurst

WHEREAS, Fort Myer Construction Company (FMCC) operates an asphalt plant (Plant #1) at 2001 5th Street NE, producing batch-mix asphalt for paving and construction industries; and

WHEREAS, FMCC has been operating under a 2016 Title V air quality permit to regulate emissions with no restrictions on days or times when FMCC Plant #1 can be in operation; and

WHEREAS, FMCC Plant #1 has the potential to emit approximately 156.91 tons per year of oxides of nitrogen (NO_x), 50.74 tons per year of volatile organic compounds (VOC), 312.30 tons per year of total particulate matter, 104.31 tons per year of sulfur dioxide (SO₂), and 364.76 tons per year of carbon monoxide (CO), all of which exceeds the major source thresholds in the District¹; and

WHEREAS, FMCC Plant #1, according to the Environmental Protection Agency's (EPA) Enforcement and Compliance History Online (ECHO), has had no significant air quality violations or enforcement actions since 2013; and

WHEREAS, FMCC has applied to the District of Columbia Department of Energy and Environment (DOEE), Air Quality Division (AQD) for a "synthetic minor" air quality permit to continue to operate the facility²; and

WHEREAS, As part of its synthetic minor permit, FMCC has agreed to limit its operations to reduce its reporting requirements and lower its permitting fees²; and

WHEREAS, Per the draft permit, FMCC has agreed to limits in operations, more stringent emission limits, stricter adherence to Washington, DC engine idling requirements, bolstered dust and odor control measures, and further monitoring and testing for particulate matter emissions; and

WHEREAS, FMCC is subject to odor regulations under 20 DCMR 903, which required the facility to submit an Odor Control Plan (OCP) to DOEE by November 2, 2023; and

WHEREAS, FMCC submitted an OCP on November 1, 2023. DOEE disapproved the plan by letter dated December 29, 2023, and required FMCC to submit a revised OCP by February 12, 2024. A revised OCP has been submitted and is currently under review; and

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WHEREAS, Eckington neighbors have expressed longstanding concerns about the continued operation of FMCC Plant #1 related to poor air quality and associated impacts on health and quality of life as well as persistent odor, dust, and noise nuisances³ that have gone unmitigated; and

WHEREAS, Heavy trucks traveling to and from FMCC Plant #1 regularly idle illegally on the premises and travel on local streets where they are prohibited and attempts to resolve that issue with the District Department of Transportation (DDOT) or the Metropolitan Police Department (MPD) have been unsuccessful³; and

WHEREAS, Daily, more than 2,000 neighbors pass through the area next to FMCC Plant #1 on the Metropolitan Branch Trail (MBT) and is increasing each year, and these neighbors are concerned by the lack of opportunity for regular community engagement with DOEE and FMCC to address issues on an ongoing basis³; and

WHEREAS, Historically low income and communities of color are disproportionately impacted by the health hazards imposed by proximate toxic industrial sites⁴.

THEREFORE, BE IT RESOLVED that ANC 5F acknowledges and supports the fight for environmental justice and requests DOEE and the EPA create proper policies and protocols for ensuring equitable approaches to mitigate industrial emission sites and their associated impacts on health and quality of life, especially affecting historically marginalized communities; and

BE IT FURTHER RESOLVED that ANC 5F does not support the current operations of FMCC Plant #1 and believe that plants of this size and type, especially ones that emit hazardous pollutants into the environment, should not be located near residential neighborhoods due to significant public health impacts on surrounding communities^{5,6,7,8}; but

BE IT FURTHER RESOLVED that if Air Quality Permit 7301-SM for FMCC Plant #1 must proceed, ANC 5F recommends the following permit adaptations by DOEE, within D.C. jurisdiction per 20 DCMR 201, to ensure “...the issuance of the permit will not be inimical to the public health and welfare [of the public]”⁹ and that these requirements are considered both reasonable and achievable:

- Full approval by DOEE of a revised OCP from FMCC with data made publicly available on the changes in chemistry of the emissions when odor neutralizers and blue condensers are added to Plant #1 machinery and equipment;
- DOEE clarify which specific pollution control devices are required by FMCC to install to fulfill the parameters of this permit;
- Require an unbiased third party organization monitor, measure, and report air quality, emissions, and all pollution control devices affiliated with Plant #1 daily to DOEE with all collected data being made publicly available;

- Limit the hours of operation of FMCC Plant #1 to between 9am and 3pm (when school lets out and when trail use is highest) with emissions remaining limited during these restricted outlets;
- Preclude operation of FMCC Plant #1 on weekends and federal and District holidays (when trail use is highest);
- Limit FMCC Plant #1's operations when air quality is compromised, including:
 - A 50 percent reduction in permitted operations when the air quality index for DC is moderate (yellow) and
 - A complete prohibition on operations when air quality index for DC is unhealthy for certain groups (orange) or worse;
- Require enforcement of truck traffic associated with FMCC Plant #1 avoid local streets on which trucks are prohibited by DDOT;
- Require more significant odor and dust mitigation by FMCC at Plant #1 and at the lot to the east of the MBT, including the provision, implementation and maintenance of enclosures over and around any asphalt or gravel/silica piles, including MERV 15 filtration and negatively pressurized spaces with manufacturer recommended filter changes based on preventative maintenance schedules;
- Require FMCC to hold a quarterly meeting with Eckington residents and a DOEE representative where community concerns can be discussed on an ongoing basis and where data about air quality for the preceding quarter is disclosed;
- Require FMCC to renew their air quality permit with DOEE yearly; and

BE IT FURTHER RESOLVED that ANC 5F requests DDOT have FMCC vehicles use 5th Street NE for the traveling of construction and industrial vehicles, with the necessary street changes to accommodate the width of two large oversized vehicles traveling past, as well as parking changes; and

BE IT FURTHER RESOLVED that ANC 5F requests DDOT to restrict the use of 3rd Street NE and 4th Street NE to non-commercial vehicles only; and

BE IT FURTHER RESOLVED that ANC 5F requests DOEE, DDOT, and MPD monitor and enforce proper measures against illegal idling with random weekly inspections, traffic, and travel of heavy trucks and road equipment related to FMCC vehicles affiliated with Plant #1 and their track staging space along the MBT between T / Todd Street NE and R Street NE until compliance is consistent at 95%; and

BE IT FURTHER RESOLVED that ANC 5F requests DDOT and MPD monitor and enforce proper measures against noise pollution related to FMCC vehicles and operations affiliated with Plant #1 and their track staging space along the MBT between T / Todd Street NE and R Street NE until compliance is consistent at 95% per the District of Columbia Noise Control Act¹⁰; and

- BE IT FURTHER RESOLVED that ANC 5F requests DDOT to add permanent bollards preventing vehicles driving onto the MBT at all entry locations and retractable bollards protecting pedestrians; and
- BE IT FURTHER RESOLVED that ANC 5F requests DOEE approve a permit to require the installation and maintenance of person-height hedges and shade trees (i.e., London planes, elms, nettle trees, oaks, etc...) along the trail by and around FMCC Plant #1 and their facilities to act as a barrier against and capture fine and ultrafine air pollution¹¹; and
- BE IT FURTHER RESOLVED that ANC 5F requests DOEE work with DDOT Urban Forestry to mitigate flooding due to poor drainage from significant asphalt covering in and around the MBT and FMCC Plant #1 along the MBT and 5th Street NE; and
- BE IT FURTHER RESOLVED that ANC 5F requests DOEE install a permanent ambient air quality sampling and monitoring program to analyze for polycyclic aromatic hydrocarbons and dust in or near Eckington and Ward 5's industrial facilities, with all data collected made publicly available; and
- BE IT FURTHER RESOLVED that ANC 5F requests DOEE install multiple permanent odor monitor both on the Metropolitan Branch Trail and at residential homes adjacent to FMCC Plant #1; and
- BE IT FURTHER RESOLVED that ANC 5F requests DOEE perform regular inspections of storm drains along FMCC Plant #1 property to ensure dust mitigation efforts are properly occurring; and
- BE IT FURTHER RESOLVED that ANC 5F requests DOEE regularly checks FMCC Plant #1 compliance of wet sweeper broom truck use in and around the facility at least twice daily on each day of facility operations and as necessary to minimize fugitive dust; and
- BE IT FURTHER RESOLVED that ANC 5F requests DOEE regularly reports to the community when harmful levels of pollutants have been detected in or near Eckington; and
- BE IT FURTHER RESOLVED that ANC 5F requests both coarse and fine particulate matter is tested weekly and at random times without advance notice to FMCC and publicly reported, and
- BE IT FURTHER RESOLVED that ANC 5F prioritizes public health, safety, and quality of life over business priorities and construction projects and advises that restricted operating hours be implemented and enforced; and
- BE IT FURTHER RESOLVED that ANC 5F requests that DOEE provide public responses to all 311 complaints regarding air quality and odors that affect quality of life as per 20 DCMR 903.1, and provide concrete steps that the plant must take to mitigate them immediately, even if FMCC is currently in compliance with the synthetic minor permit and require FMCC reapply for an Odor Control Plan permit; and

BE IT FURTHER RESOLVED that ANC 5F requests DOEE participate in and independently manage a quarterly meeting with residents within 1/4 mile radius of FMCC Plant #1 and representatives of FMCC with at least 14 days prior notice through physical flier distribution within that radius; and

BE IT FURTHER RESOLVED that ANC 5F requests modifications to the regulations regarding where the fines associated with non-compliance with engine idling and permit violations go directly to the adjacent affected communities, primarily Eckington and Edgewood neighborhoods for direct and indirect air quality improvements including tree planting, bioretention for plants, street treebox installations, MBT planting improvements, air quality monitors, and other related improvements; and

BE IT FURTHER RESOLVED that ANC 5F requests DOEE to increase twice-a year reporting to investing in advanced air quality mobile monitoring of multiple individual units at various locations throughout our community (near residents homes and along the Metropolitan Branch Trail) that share minute-by-minute data that is publicly shared. The data should be shared by DOEE via a public online dashboard that reports instantaneously what the chemical make-up and odors are in the neighborhood. This dashboard should also include 311 complaints, follow-ups, and plan of action reporting and respective follow-up and satisfactory closing of the ticket with the resident who filed it.

BE IT FURTHER RESOLVED that ANC 5F understands that while DOEE "may establish a condition in a permit issued pursuant to this chapter that limits, in a manner that is enforceable as a practical matter, emissions from a source so as to avoid applicability of the permitting requirements of § 300.1," it is not self-evident that this language precludes or requires any hourly or other operational limitations. Given that the permit allots 10 hours of operation a day at a limit of 150 tons per hours of recycled asphalt, if fully running this would be the equivalent of 546,000 ton/year. Given the draft permit sets a limit of 240,000 tons per year and is nearby more than 8000 residents at a higher density within 1/2 mile radius. We recommend limitations outside 9a-4p weekdays only for production, excluding holidays and weekends, reducing capacity down to 257,600 tons. The amount of tons total can even account for emergency time periods.

BE IT FURTHER RESOLVED that ANC 5F requests that documents on compliance be made publicly available on the DOEE website and not require a Freedom of Information Act request; and

BE IT FURTHER RESOLVED that ANC 5F requests FMCC must provide their pollution/emission mitigation plan at the above quarterly meetings, where residents within the above catchment area will provide feedback on the impact on quality of life that is heavily considered by DOEE when determining the continuation of this permit; and

BE IT FURTHER RESOLVED that in the absence of an operating permit, ANC 5F requests DOEE carry out consistent and random spot inspections of FMCC facilities or increase the frequency and report out to the public regularly; and

BE IT FURTHER RESOLVED that ANC 5F requests DOEE impart the same requirements and emission restrictions of FMCC Plant #1 on FMCC Plant #2 at 1155 W Street NE #1105, Washington, DC 20018; and

BE IT FURTHER RESOLVED that this resolution will take effect immediately upon passage; and

BE IT FURTHER RESOLVED that the sponsor is directed to transmit a copy of this resolution to appropriate recipients, and that ANC 5F commissioners are authorized to represent themselves as speaking on behalf of the 5F Commission in advocating for the aforementioned.

References:

- 1- [Fact Sheet and Statement of Basis for Proposed Permitting Action Under 20 DCMR 300 \(Title V-Operating Permit Program\)](#)
- 2 - [Draft Air Quality Permit 7301-SM for Fort Myer Construction Corporation - Plant #1 2001 5th Street NE, Washington, DC](#)
- 3 - [Eckington Civic Association Letter to Tommy Wells and Stephen Ours](#)
- 4 - [Chemical exposures, health and environmental justice in communities living on the fenceline of industry](#)
- 5 - [Community Exposure to Particulate Matter and Its Impact for Students and Residents Near a Construction Asphalt Plant: A Case Study](#)
- 6 - [Sustainable urban development: The impact of an asphalt plant on the quality of atmospheric air](#)
- 7 - [Impact of Polycyclic Aromatic Hydrocarbons \(PAHs\) from an Asphalt Mix Plant in a Suburban Residential Area](#)
- 8 - [Health Issues with an Asphalt Plant Nearby](#)
- 9 - [D.C. Municipal Regulations, Title 20. ENVIRONMENT. Section 20-201. GENERAL REQUIREMENTS FOR PERMIT ISSUANCE](#)
- 10 - [District of Columbia Noise Control Act](#)
- 11- [The Complex Issue of Urban Trees—Stress Factor Accumulation and Ecological Service Possibilities](#)

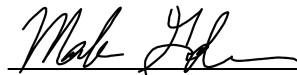
This resolution came before ANC 5F at a duly noticed public meeting on March 18, 2024. ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.

With 6 Commissioners present, ANC 5F voted 5 Yea, 1 Nay, and 0 Abstain.



Chair, ANC 5F

Attest:



Secretary, ANC 5F



GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

RESOLUTION AMENDING THE 2024 BUDGET TO ACCOUNT FOR ZOOM SUBSCRIPTION PRICE INCREASES

ANC5F-25-090

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Sponsor: Commissioner Sahni

WHEREAS, in ANC 5F's 2024 budget as approved by the commission, a single annual Zoom One Pro subscription was allocated at \$149.90; and

WHEREAS, Zoom has increased their annual subscription price to \$169.49.

THEREFORE, BE IT RESOLVED that ANC 5F's 2024 budget be amended to allocate \$169.49 for a Zoom One Pro license.

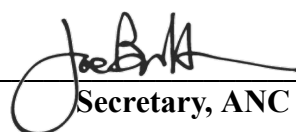
**This resolution came before ANC 5F at a duly noticed public meeting on
April 15, 2024. ANC 5F is composed of 7 Commissioners, so that 4
Commissioners constitute a quorum.**

**With 4 Commissioners present, ANC 5F voted 4 Yea, 0 Nay, and 0
Abstain.**

Attest:



Chair, ANC 5F



Secretary, ANC 5F



GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

RESOLUTION IN OPPOSITION TO THE INITIATIVE AMENDMENT ACT OF 2023

ANC5F-25-091

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Sponsor: Commissioner Sahni

WHEREAS, the voters of the District of Columbia enjoy the right of initiative, i.e., the ability to “propose laws (except laws appropriating funds) and present such proposed laws directly to the registered qualified electors of the District of Columbia for their approval or disapproval,” as guaranteed in the Home Rule Act of 1973, as amended; and

WHEREAS, the right of initiative in the United States is an important legacy of the Progressive Era, when reformers established the initiative process and used it to implement landmark democratic policies, such as primary elections, direct election of United States senators, home rule for municipalities, permanent voter registration, fair apportionment, labor rights and protections, women’s suffrage, elimination of poll taxes, and environmental protection; and

WHEREAS, the right of initiative has served since that time as “a safeguard against the concentration of political power in the hands of a few” and “a means of putting new ideas on the political agenda”; and

WHEREAS, the right of initiative, in many jurisdictions where it does exist, has been under sustained attack, including but not limited to efforts to impose additional requirements for ballot qualification, to raise the approval percentage for adoption, to require passage in multiple successive elections, to levy filing fees, to limit initiatives to a single subject, to empower state officials to unilaterally block initiatives from appearing on the ballot, and to restrict judicial interpretation of laws passed by initiative; and

WHEREAS, on September 18, 2023, Councilmembers Phil Mendelson and Anita Bonds introduced in the Council of the District of Columbia a bill entitled “Initiative Amendment Act of 2023” (B25-0475), hereinafter “the proposed Act”; and

WHEREAS, the proposed Act seeks to restrict the right of initiative by codifying an interpretation of the Home Rule Act’s exclusion of “laws appropriating funds” that would disallow all “proposals that would have a fiscal cost” of any sort; and

ADVISORY NEIGHBORHOOD COMMISSION 5F SERVES THE COMMUNITIES OF ECKINGTON AND EDGEWOOD.

WHEREAS, nearly any new law can be construed to entail a fiscal cost in the course of its implementation, such as the expenditures for outreach and education that typically accompany a change in public policy; and

WHEREAS, the District of Columbia Court of Appeals has interpreted the “laws appropriating funds” exception on multiple occasions, finding that “[a]ll that the ‘laws appropriating funds’ exception actually means, in the concrete, is that the people may not seek, through the initiative, to propose and pass an actual budget request act ... as the Council’s deliberations on the Charter Amendments make clear” (*Convention Center Referendum Committee v. District of Columbia Board of Elections & Ethics*, 1981); and

WHEREAS, the District of Columbia Court of Appeals has further found that the “legislative history of the exception ... shows that the Council did not exclude a matter from the initiative right because of its prospective fiscal impact,” and that “to construe the exception in [such a] manner ... would be to effectively write the initiative process out of existence” (*District of Columbia Board of Elections & Ethics v. District of Columbia*, 1986); and

WHEREAS, the proposed Act, by so construing the exception, would in fact “effectively write the initiative process out of existence”.

THEREFORE, BE IT RESOLVED that ANC 5F opposes the proposed Initiative Amendment Act of 2023 (B25-0475) and urges the Council of the District of Columbia to do the same; and

BE IT FURTHER RESOLVED that ANC 5F calls upon the Council of the District of Columbia to protect and defend the right of initiative as a fundamental democratic right of the people of the District of Columbia to participate in the making of laws to which they are bound; and

BE IT FURTHER RESOLVED that the sponsor is directed to transmit a copy of this resolution to appropriate recipients; and

BE IT FURTHER RESOLVED that ANC 5F commissioners are authorized to represent themselves as speaking on behalf of the 5F Commission in advocating for the aforementioned.

This resolution came before ANC 5F at a duly noticed public meeting on April 15, 2024.


ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.

With 4 Commissioners present, ANC 5F voted 4 Yea, 0 Nay, and 0 Abstain.

Attest:



Chair, ANC 5F



Secretary, ANC 5F



GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

RESOLUTION SUPPORTING ZONING COMMISSION CASE 24-05 (700 MONROE ST NE)

ANC5F-25-092

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Sponsor: Commissioner Sahni

BE IT RESOLVED that ANC 5F supports the map amendment for DCOZ Case #24-05 to
rezone 700 Monroe St NE from MU-3A to MU-2.

This resolution came before ANC 5F at a duly noticed public meeting on
April 15, 2024. **ANC 5F is composed of 7 Commissioners, so that 4**

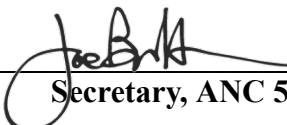
Commissioners constitute a quorum.

**With 4 Commissioners present, ANC 5F voted 4 Yea, 0 Nay, and
Abstain.**

Attest:



Chair, ANC 5F



Secretary, ANC 5F

ADVISORY NEIGHBORHOOD COMMISSION 5F SERVES THE COMMUNITIES OF ECKINGTON AND EDGEWOOD.



GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

Re: DCOZ Case No. 24-05, The Bennett Corporation's Request for Map Amendment

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In a duly called public meeting of ANC 5F, held on April 15, 2024, the Commission voted to support The Bennett Corporation's request for a map amendment from MU-3A to MU-2 for 700 Monroe St NE in DCOZ Case #24-05. On behalf of the ANC 5F Commission, we respectfully request that you give great weight to our support of the map amendment.

COMMISSIONERS

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This resolution came before ANC 5F at a duly noticed public meeting on _____ . ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.
With _____ Commissioners present, ANC 5F voted _____ Yea, _____ Nay, and _____ Abstain.

Attest:

Chair, ANC 5F

Secretary, ANC 5F

ANC5F-25-093



**GOVERNMENT OF THE DISTRICT OF COLUMBIA
ADVISORY NEIGHBORHOOD COMMISSION 5F**

**RESOLUTION SUPPORTING Inspired Teaching School's Request to the Public Charter
School Board**

Sponsor: Commissioner Hurst

WHEREAS, Inspired Teaching School currently has an enrollment target and enrollment cap of 520 students. The school lottery system is difficult to accept and enroll exactly 520 students as many families are accepted who may or may not enroll.

WHEREAS, Inspired Teaching School does not get any funding for additional students if they accidentally exceed the enrollment cap. For reference, in the 2023-23 school year they report that they enrolled 522 but only received funding for 520.

WHEREAS, Inspired Teaching School assures ANC 5F that they do not seek to increase the number of classes or the class size, but only to have flexibility where needed.

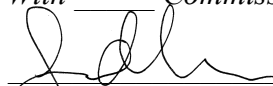
THEREFORE, BE IT RESOLVED that ANC 5F supports Inspired Teaching Schools request to increase the enrollment cap to 536 (from 520) - which is 2 students/grade in grades 1-8.

BE IT FURTHER RESOLVED that this resolution will take effect immediately upon passage.

This resolution came before ANC 5F at a duly noticed public meeting on May 20, 2024,

2023. ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.

With 6 Commissioners present, ANC 5F voted 6 Yea, 0 Nay, and 0 Abstain



Chair, ANC 5F



Secretary, ANC 5F



ANC 5F-25-094

GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

RESOLUTION SUPPORTING THE ADMITTANCE OF WASHINGTON, D.C. INTO THE UNION AS A STATE OF THE UNITED STATES OF AMERICA

Sponsors: Commissioners Anderson & Sahni
Co-sponsors: Commissioners Hurst & Bishop-Henchman

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WHEREAS, since the ratification of the Constitution of the United States on June 21, 1788, the Congress of the United States has had the power “To exercise exclusive Legislation in all Cases whatsoever, over such District (not exceeding ten Miles square) as may, by Cession of particular States, and the Acceptance of Congress, become the Seat of the Government of the United States;”^[1] and

WHEREAS, the Seat of the Government of the United States was accepted by the Congress of the United States on July 16, 1790 and transferred from the Commonwealth of Pennsylvania to the District on December 1, 1800 in accordance with the *Residence Act of 1790*,^[2] and was organized into the District of Columbia under the entire control of the Congress of the United States for every purpose of Government^[3] on February 27, 1801 in accordance with the *District of Columbia Organic Act of 1801*,^[4] through which the residents ceased to be considered citizens of a state,^[5] no longer entitled to all the rights, guaranties, and immunities of the Constitution of the United States including, but not limited to: the right to appoint at least three Electors in the Electoral College for President and Vice President of the United States, the right to elect two Senators and at least one Representative in the Congress of the United States, and the right to self-govern and ratify proposed amendments to the Constitution of the United States, despite continuing to pay federal taxes, serve in the military, and share all other responsibilities of citizenship of the United States; and

WHEREAS, a Twenty-Third Amendment to the Constitution of the United States was proposed by the Congress of the United States on June 16, 1960^[6] and ratified by a sufficient number of states on March 29, 1961 granting “The District constituting the seat of Government of the United States” the right to appoint “A number of electors of President and Vice President equal to the whole number of Senators and Representatives in Congress to which the District would be entitled if it were a State, but in no event more than the least populous State;”^[7] and

ADVISORY NEIGHBORHOOD COMMISSION 5F SERVES THE COMMUNITIES OF ECKINGTON AND EDGEWOOD.

WHEREAS, the Congress of the United States granted a Delegate to the House of Representatives from the District of Columbia, who “shall have a seat in the House of Representatives, with the right of debate, but not of voting,” on September 22, 1970 in accordance with the *District of Columbia Delegate Act*,^[8] (after previously establishing the position on February 21, 1871^[9] and repealing the position on June 20, 1874);^[10] and

WHEREAS, enactment of the *District of Columbia Home Rule Act* by the Congress of the United States on December 24, 1973^[11] and ratification of the *Charter Referendum* by a majority of the voters of the District of Columbia on May 7, 1974,^[12] re-organized the District of Columbia by granting limited powers of local self-government to an elected thirteen-member Council of the District of Columbia and an elected Mayor of the District of Columbia to “relieve Congress of the burden of legislating upon essentially local District matters,” and established Advisory Neighborhood Commissions (known then as Advisory Neighborhood Councils) to “advise the District government on matters of public policy” with elected Commissioners who serve in best interest of the District of Columbia as a whole; however, the Congress of the United States granted no local control over the judiciary and reserved “the right, at any time, to exercise its constitutional authority as legislature for the District, by enacting legislation for the District on any subject, whether within or without the scope of legislative power granted to the Council... including legislation to amend or repeal any law in force in the District;”^[13] and

WHEREAS, historically, the Congress of the United States and the President of the United States have interfered with the District of Columbia’s local self-government and Home Rule by enacting resolutions disapproving, amending, or repealing actions of the Council of the District of Columbia and the Mayor of the District of Columbia – including cases concerning the location of chanceries on December 20, 1979,^[14] sexual assault reform on October 1, 1981,^[15] schedule of heights on March 12, 1991,^[16] and a revised criminal code on March 20, 2023^[17] – and by imposing budget riders that control and limit the use of locally-raised tax revenue – including cases concerning reproductive health services, cannabis use, and statehood advocacy;^[18] and

WHEREAS, on multiple occasions, a majority of the voters of the District of Columbia have approved initiatives and referendums expressing their desire for statehood, most recently on November 8, 2016, through which 85.69%^[19] of voters 1) agreed that the District should be admitted to the union as the State of Washington, D.C., 2) approved the Constitution of the State of Washington, D.C.,^[20] 3) approved the proposed boundaries between the State of Washington, D.C. and the federal enclave,^[21] and 4) agreed that the State of Washington, D.C. shall guarantee an elected representative form of government^[22] – which a majority of the voters of this Ward favored,^[23] and

WHEREAS, other Advisory Neighborhood Commissions have introduced, debated, and passed resolutions that support admitting Washington, D.C. into the Union as a state of the United States of America, and other Advisory

Neighborhood Commissioners and candidates have pledged to support admitting Washington, D.C. into the Union as a state of the United States of America; and,

WHEREAS, despite the Constitution of the United States establishing that “New States may be admitted by the Congress into this Union,”^[24] and despite the United States House of Representatives passing the *Washington, D.C. Admission Act* on June 26, 2020^[25] and again on April 22, 2021,^[26] which would declare Washington, D.C. to be “a State of the United States of America, and is declared admitted into the Union on an equal footing with the other States in all respects whatever,” the Congress of the United States has yet to grant full statehood to the approximately 700,000^[27] people of Washington, D.C.

THEREFORE, BE IT RESOLVED that ANC 5F supports admitting Washington, D.C. into the Union as a state of the United States of America; and

BE IT FURTHER RESOLVED that ANC 5F opposes efforts by both the Congress of the United States and the President of the United States that interfere with local self-government and Home Rule – including federal laws disapproving, amending, and repealing actions of the Council of the District of Columbia and the Mayor of the District of Columbia, as well as federal budget riders that control and limit the use of locally-raised tax revenue – and calls on the Congress of the United States and the President of the United States to enact federal legislation granting statehood to the people of Washington, D.C.; and

BE IT FURTHER RESOLVED that ANC 5F advises the Council of the District of Columbia and the Mayor of the District of Columbia to actively petition the Congress of the United States and the President of the United States to enact federal legislation granting statehood to the people of Washington, D.C. in accordance with the Advisory Referendum approved by a majority of the voters of the District of Columbia and by a majority of the voters of this Ward on November 8, 2016; and

BE IT FURTHER RESOLVED that the sponsor is directed to transmit a copy of this resolution to appropriate recipients; and

BE IT FURTHER RESOLVED that ANC 5F commissioners are authorized to represent themselves as speaking on behalf of the 5F Commission in advocating for the aforementioned.

*Language of this resolution is provided by The D.C. Statehood Pledge

^[1] U.S. Constitution, art. 1, sec. 8, cl. 17.

^[2] U.S. Congress, *An Act for establishing the temporary and permanent seat of the Government of the United States (Residence Act of 1790)*, 1 Stat. 130 (Chapter 28), 1st Cong., 2nd sess., July 16, 1790, <https://tile.loc.gov/storage-services/service/l1/lsl/lsl-c1/lsl-c1.pdf>.

^[3] *Kendall v. United States*, 37 U.S. (12 Pet.) 524, 526 (1838).

^[4] U.S. Congress, *An Act concerning the District of Columbia (District of Columbia Organic Act of 1801)*, 2 Stat. 103 (Chapter 15), 6th Cong., 2nd sess., February 27, 1801, <https://memory.loc.gov/cgi-bin/ampage?collId=lsl&fileName=002/lsl002.db&recNum=140>.

^[5] *Reily v. Lamar*, 6 U.S. (2 Cranch) 344, 356-357 (1805).

^[6] U.S. Congress, *Joint Resolution proposing an amendment to the Constitution of the United States granting representation in the electoral college to the District of Columbia (Twenty-Third Amendment)*, SJRes 39, 86th Cong., 2nd sess., *Congressional Record* Vol. 106, No. 10: 12752-12899, 12858, June 16, 1960, <https://www.congress.gov/86/crecb/1960/06/16/GPO-CRECB-1960-pt10-3-1.pdf>.

^[7] U.S. Constitution, amend. 23, sec. 1.

^[8] U.S. Congress, *AN ACT To establish a Commission on the Organization of the Government of the District of Columbia and to provide for a Delegate to the House of Representatives from the District of Columbia (District of Columbia Delegate Act)*, 84 Stat. 845 (Pub. Law 91-405), 91st Cong., 2nd sess., September 22, 1970, <https://www.govinfo.gov/content/pkg/STATUTE-84/pdf/STATUTE-84-Pg845-2.pdf#page=1>.

^[9] U.S. Congress, *An Act to provide a Government for the District of Columbia*, 16 Stat. 419, 426 (Chapter 62), 41st Cong., 3rd sess., February 21, 1871, <https://govtrackus.s3.amazonaws.com/legislink/pdf/stat/16/STATUTE-16-Pg419.pdf>.

^[10] U.S. Congress, *An act for the government of the District of Columbia, and for other purposes*, 18 Stat. 116 (Chapter 337), 43rd Cong., 1st sess., June 20, 1874, https://www.google.com/books/edition/The_Statutes_at_Large_the_United_States/cEAFAAAAAYAAJ?hl=en&bpv=1&dq=%22An+Act+For+the+Government+of+the+District+of+Columbia,+and+for+Other+Purposes%22+18+Stat.+116,+ch.+337&pg=116&printsec=frontcover.

^[11] U.S. Congress, *AN ACT To reorganize the governmental structure of the District of Columbia, to provide a charter for local government in the District of Columbia subject to acceptance by a majority of the registered qualified electors in the District of Columbia, to delegate certain legislative powers to the local government, to implement certain recommendations of the Commission on the Organization of the Government of the District of Columbia, and for other purposes (District of Columbia Home Rule Act)*, 87 Stat. 774 (Pub. Law 93-198), 93rd Cong., 1st sess., December 24, 1973, <https://www.govinfo.gov/content/pkg/STATUTE-87/pdf/STATUTE-87-Pg774.pdf>.

^[12] Code of the District of Columbia, “Acceptance or nonacceptance of Charter,” §1–207.04 (see Editor's Notes), <https://code.dccouncil.gov/us/dc/council/code/sections/1-207.04>.

^[13] U.S. Congress, *AN ACT To reorganize the governmental structure of the District of Columbia, to provide a charter for local government in the District of Columbia subject to acceptance by a majority of the registered qualified electors in the District of Columbia, to delegate certain legislative powers to the local government, to implement certain recommendations of the Commission on the Organization of the Government of the District of Columbia, and for other purposes (District of Columbia Home Rule Act)*, 87 Stat. 774 (Pub. Law 93-198),

93rd Cong., 1st sess., December 24, 1973,

<https://www.govinfo.gov/content/pkg/STATUTE-87/pdf/STATUTE-87-Pg774.pdf>.

^[14] U.S. Congress, *A concurrent resolution to disapprove the location of Chanceries Amendment Act of 1979 passed by the City Council of the District of Columbia*, S.Con.Res.63, 96th Cong., 1st sess., *Congressional Record* Vol. 125, No. 28: 37299-37307, December 20, 1979,

<https://www.congress.gov/96/crecb/1979/12/20/GPO-CRECB-1979-pt28-4-1.pdf>.

^[15] U.S. Congress, *A resolution disapproving the action of the District of Columbia Council in approving the District of Columbia Sexual Assault Reform Act of 1981*, H.Res.208, 97th Cong., 1st sess., *Congressional Record* Vol. 127, No. 17: 22752-22779, October 1, 1981,

<https://www.congress.gov/97/crecb/1981/10/01/GPO-CRECB-1981-pt17-6-2.pdf>.

^[16] U.S. Congress, *A joint resolution disapproving the action of the District of Columbia Council in approving the Schedule of Heights Amendment Act of 1990*, 105 Stat. 33 (Pub. Law 102-11), 102nd Cong., 1st sess., March 12, 1991, <https://www.congress.gov/102/statute/STATUTE-105/STATUTE-105-Pg33.pdf>.

^[17] U.S. Congress, *Disapproving the action of the District of Columbia Council in approving the Revised Criminal Code Act of 2022*, 137 Stat. 3 (Pub. Law 118-1), 118th Cong., 1st sess., March 20, 2023,

<https://www.congress.gov/bill/118th-congress/house-joint-resolution/26/text>.

^[18] Congressional Research Services, “FY2022 District of Columbia Budget and Appropriations,” June 14, 2022, <https://crsreports.congress.gov/product/pdf/R/R47156/3>.

^[19] District of Columbia Board of Elections, “General Election 2016 – Certified Results,” *Advisory Referendum B District of Columbia*, November 8th 2016,

https://electionresults.dcoeb.org/election_results/2016-General-Election.

^[20] *The Constitution of the State of Washington, D.C., 2016*,

<https://statehood.dc.gov/sites/default/files/dc/sites/statehood/publication/attachments/Constitution-of-the-State-of-Washington-DC.pdf>.

^[21] Government of the District of Columbia Office of Planning, “Proposed State of Washington DC,” October 19, 2016,

<https://statehood.dc.gov/sites/default/files/dc/sites/statehood/publication/attachments/Map-of-the-State-of-Washington-DC.pdf>.

^[22] Council of the District of Columbia, *Advisory Referendum on the State of New Columbia Admission Act Resolution of 2016*, July 12, 2016,

<https://lims.dccouncil.gov/downloads/LIMS/36165/Introduction/PR21-0839-Introduction.pdf>.

^[23] District of Columbia Board of Elections, “General Election 2016 – Certified Results,” *Advisory Referendum B District of Columbia*, November 8, 2016,

https://electionresults.dcoeb.org/election_results/2016-General-Election.

^[24] U.S. Constitution, art. 4, sec. 3, cl. 1.

^[25] U.S. Congress, House, *An Act to provide for the admission of the State of Washington, D.C. into the Union (Washington, D.C. Admission Act)*, H.R.51, 116th Cong., 2nd sess., *Congressional Record* Vol. 166, No. 118: H2521-H2557, H2557, June 26, 2020,

<https://www.congress.gov/116/crec/2020/06/26/CREC-2020-06-26.pdf>.

^[26] U.S. Congress, House, *An Act to provide for the admission of the State of Washington, D.C. into the Union (Washington, D.C. Admission Act)*, H.R.51, 117th Cong., 1st sess., *Congressional Record* Vol.167, No.

70: H2061-H2089, H2089, April 22, 2021,

<https://www.congress.gov/117/crec/2021/04/22/167/70/CREC-2021-04-22.pdf>.

^[27] United States Census Bureau, “Quick Facts: District of Columbia,”

<https://www.census.gov/quickfacts/DC>.

This resolution came before ANC 5F at a duly noticed public meeting on May 20, 2024.

ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.

With 6 Commissioners present, ANC 5F voted 6 Yea, 0 Nay, and 0 Abstain.

Attest:


Chair, ANC 5F


Secretary, ANC 5F



ANC5F-25-095

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Sylvia Pinkney
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GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

RESOLUTION TO PROTEST ABCA 060758 MAC'S WINE AND LIQUORS

Sponsor: Commissioner Bishop-Henchman

BE IT RESOLVED that ANC 5F protests the alcoholic beverage license application by Mac's Wine & Liquors, ABCA License # 060758, located at the premises 401 Rhode Island Avenue NE, on the grounds of the effect of the establishment on peace, order, and quiet, including noise and litter: specifically, that the establishment has not agreed to make all efforts to promote safety in the neighborhood, including any or all of: deterring illegal activity near the establishment by calling the MPD to prevent public drunkenness or illegal drug sales; discouraging alcohol consumption in the immediate vicinity of the establishment; removing litter from the premises and abutting sidewalk traceable to the establishment; participating in the camera rebate program; maintaining sufficient exterior lighting; and controlling vermin;

BE IT FURTHER RESOLVED that ANC 5F is willing to enter into a settlement agreement with the establishment to address these concerns but has not heard back to our inquiry; and

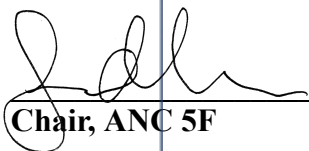
BE IT FURTHER RESOLVED that the sponsor of this resolution is directed to transmit a copy of this resolution to appropriate recipients and is authorized to represent themselves as speaking on behalf of the 5F Commission in advocating for the aforementioned.

This resolution came before ANC 5F at a duly noticed public meeting on May 20, 2024.

ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.

With 6 Commissioners present, ANC 5F voted 6 Yea, 0 Nay, and 0 Abstain.

Attest:


Chair, ANC 5F


Secretary, ANC 5F



GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

RESOLUTION AUTHORIZING SETTLEMENT AGREEMENT WITH MAC'S WINE & LIQUORS, ABCA-060758

ANC5F-25-096

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Joe Bishop-Henchman
Secretary
5F06@anc.dc.gov

Sylvia Pinkney
5F07@anc.dc.gov

Sponsor: Commissioner Bishop-Henchman

BE IT RESOLVED that ANC 5F approves the attached proposed settlement agreement with Mac's Wine & Liquors, ABCA-060758, and authorizes its execution and submission to ABCA for approval.

This resolution came before ANC 5F at a duly noticed public meeting on June 7, 2024.

ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.

With 6 Commissioners present, ANC 5F voted 6 Yea, 0 Nay, and 0 Abstain.

Attest:

Chair, ANC 5F

Secretary, ANC 5F

VOLUNTARY SETTLEMENT AGREEMENT

License No.: ABRA-060758

Between **Mac's Liquors, dba Mac's Wine & Liquors ("Establishment"), ABRA-060758**

And **Advisory Neighborhood Commission 5F ("ANC 5F")**

The parties have negotiated and wish to enter into a Settlement Agreement as follows:

This Settlement Agreement ("Agreement") is entered into on June 5, 2024, between **Mac's Liquors, dba Mac's Wine & Liquors**, and **Advisory Neighborhood Commission ANC 5F**. The Establishment is located within the boundaries of Advisory Neighborhood Commission 5F ("ANC 5F") and ANC 5F is therefore the appropriate ANC with the power to protest any license application of the Establishment.

RECITALS

WHEREAS, the Establishment, a holder of a Class A retail liquor store alcoholic beverage license, seeks to renew its Class A license issued for its establishment located at **401 Rhode Island Avenue NE**, which is currently within the boundaries of ANC 5F; and

WHEREAS, the Establishment and has collaborated to find additional ways to mitigate concerns related to the impact or potential impact of the operations of the Establishment on the community in which the Premises is located; and

WHEREAS, in lieu of contested protest proceeding regarding the Establishment's application for renewal of the License in this matter, the parties hereto wish to enter into a settlement agreement, pursuant to D.C. Code §25-446 to address those concerns, to improve the safety and orderly functioning of the Establishment to better serve the community and allow the Establishment to thrive;

NOW, the Parties hereby agree as follows:

1. **RECITALS INCORPORATED:** The recitals set forth above are incorporated herein by reference.
2. **HOURS OF OPERATION:** The Establishment shall refrain from the sale of alcoholic beverages before 9AM and after 10PM.
3. **NOISE, LOITERING, SAFETY & PRIVACY:**
 - a. Establishment shall not permit sounds, noise, vibrations, or amplified sounds to be heard in a residence with its windows or doors closed after 10PM. Such steps may include taking measures to reduce loitering near the Establishment, recognizing that loud-talking and amplified music from patrons and/or loiterers, particularly after 10PM, may contribute to a negative impact and/or threaten immediate neighbor's peace, quiet, health and right to enjoyment of property.

- b. Establishment agrees to post notices notifying patrons and employees to be respectful of the residential area: No littering, no loitering, no engine idling, and no excessive noise (including from vehicles patronizing the Establishment).
 - i. Signage shall be kept in good condition and be visible from the point of entry
 - ii. Signage should be in the same size/similar font as other ABCA required signage
- c. Establishment will make every effort to prohibit and prevent panhandling, harassment, and criminal activity near the Establishment at all times (including sidewalks and tree boxes) when the Establishment is open to the public. Enforcement activities should include, but are not limited to:
 - i. Asking any individuals who appear to be panhandling, harassing and/or loitering in the front or side of the premises to move along.
 - ii. Calling the Metropolitan Police Department (MPD) to report criminal activity; and
 - iii. Facilitating and utilizing barring requests for any patrons who have a pattern of having produced noise, waste, or unruly behavior.
- d. The Establishment agrees to promote safety in the neighborhood and to use necessary measures to prevent and/or mitigate illegal activity, including public drinking and drunkenness, illegal drug use and the sale or receipt of illegal drugs, on and outside of the premises of the Establishment, including at its periphery. Establishment recognizes this may involve refusal of sale to patrons engaging in such activities as to jeopardize adherence to this agreement.

4. TRASH AND ODORS:

- a. The Establishment shall remove litter on the premises and abutting sidewalk at least daily and as needed and shall to the best of their ability keep exterior areas of the premises in clean and well-maintained condition. The immediate environs of the location shall be kept free of litter, bottles, chewing gum, trash and other traceable discarded refuse from the premises."
- b. Establishment shall maintain trash, garbage and recycling material storage facilities in which all containers are resistant to vermin, leaks, and odors. All containers must have lids that are kept securely closed at all times. Damaged waste or recycling containers must be repaired or replaced within 72 hours.
- c. Establishment shall arrange for additional trash collection should containers become filled between scheduled pickups, to prevent overflow of garbage and associated externalities. Establishment shall not allow trash or recycling collection between the hours of 10:00 PM and 7:00AM, 7 days a week.

5. RAT AND VERMIN CONTROL:

- a. Pursuant to trash mitigation steps listed earlier in this settlement agreement, Establishment agrees to routinely inspect immediate environs and keep free of potential attractions for rodents, pests and other vermin.

6. SALES TO INTOXICATED PEOPLE AND SINGLE SALES:

- a. The Establishment shall refrain from the sale of to-go alcoholic beverages to visibly intoxicated individuals, especially if they would not pass muster for continuing to serve responsibly while on premise.
- b. The Establishment shall take reasonable steps to discourage alcohol consumption in the immediate vicinity of the establishment.
- c. The Establishment shall refrain from dividing a manufacturer's package of more than one container of beer, malt liquor or ale to sell an individual container of the package if the capacity of the individual container is below 300 mL (10.1 ounces).

7. BUILDING EXTERIOR:

- a. Establishment shall maintain sufficient lighting on the exterior of the Establishment, to discourage any behavior that undermines public safety. Lighting shall not intrude upon neighboring property, including across streets. Lighting should comply with any/all DDOT LED or limitations on lumens.
- b. Establishment agrees to maintain, in working order, external security cameras, or to participate in the DC Security Camera Rebate Program to add cameras, and register said cameras with MPD personnel, within one hundred eighty (180) days of signing this Agreement. Establishment shall retain video footage for 30 days and provide to MPD or ABCA on request.
- c. Establishment shall remove or paint over, or report to the city via documented 311 ticket, any graffiti, spray paint or other defacement on the exterior of the property used by the Establishment to conduct business within 72 hours. The exterior of the property includes roll-up gates, brick walls, window glass, fencing and other outward facing surfaces of the Establishment that can be seen when the Establishment is open or closed.

8. BINDING EFFECT:

- a. This Agreement shall be binding upon and enforceable against any successors of the parties. Applicant agrees to specifically notify any prospective subsequent license holder of the existence of this Agreement and to provide them with a copy.
- b. This Agreement may be modified, and such modification may be implemented by mutual agreement of the parties in writing and the subsequent approval by the ABCA Board as required by District law.
- c. Upon execution of this agreement and its acceptance by ABCA, ANC 5F shall refrain from filing a protest of the Applicant's pending ABCA license application.

9. INCORPORATION INTO LICENSE: The provisions of this Agreement shall become part of the conditions of the Establishment's License in this matter and shall remain in force upon renewal or transfer of said License. Violations of this Agreement by the Establishment, or the Establishment's failure to implement measures called for in this Agreement, may be deemed just cause for the ABC Board to suspend or revoke the License granted to its establishment or to take any other corrective or punitive measures the Board deems just and proper.

10. AGREEMENT AVAILABLE UPON DEMAND: The licensee shall keep a copy of this agreement on the premises and make it available to law enforcement or ABCA

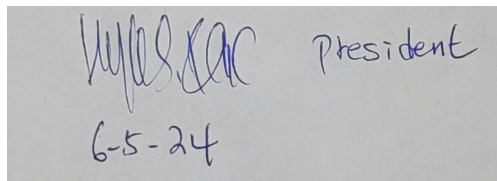
inspectors upon request. The licensee is encouraged to work with ANC 5F to address concerns arising from violations of this agreement.

11. RIGHT TO CURE: In the event that either party believes the other has materially breached any obligations under the Agreement, such party shall give written notice to the other of the existence and specific nature of the breach. The party alleged to be in breach shall have fourteen (14) days to cure the alleged breach. If the breach is not cured within the notice period, failure shall constitute cause for the ANC to file a complaint with the ABCA Board pursuant to District law to enforce the Agreement.

12. OTHER LAWS: The parties further stipulate that licensee shall comply with applicable District laws and ABCA regulations regarding the license, and that said laws and regulations shall override this agreement in any conflict.

IN WITNESS WHEREOF, the parties executed this Agreement as of the date and year first above written.

By the Establishment: (name and date)



By ANC 5F: (name and date)



Joe Bishop-Henchman
Commissioner, ANC 5F06
6/7/24



GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

RESOLUTION AUTHORIZING SETTLEMENT AGREEMENT WITH 501 WINE & SPIRITS, ABCA-120541

ANC5F-25-097

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Joe Bishop-Henchman
Secretary
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Sylvia Pinkney
5F07@anc.dc.gov

Sponsor: Commissioner Bishop-Henchman

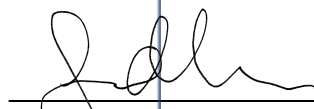
BE IT RESOLVED that ANC 5F approves the attached proposed settlement agreement with 501 Wine & Spirits, ABCA-120541, and authorizes its execution and submission to ABCA for approval.

This resolution came before ANC 5F at a duly noticed public meeting on June 17, 2024.

ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.

With 6 Commissioners present, ANC 5F voted 6 Yea, 0 Nay, and 0 Abstain.

Attest:



Chair, ANC 5F



Secretary, ANC 5F

VOLUNTARY SETTLEMENT AGREEMENT

License No.: [120541]

Between [501 Wine & Spirits LLC] ("Establishment"), [120541]

And Advisory Neighborhood Commission 5F ("ANC 5F")

The parties have negotiated and wish to enter into a Settlement Agreement as follows:

This Settlement Agreement ("Agreement") is entered into on this [05/28/2024], between [501 Wine & Spirits LLC], holder of a Class A retail liquor store alcoholic beverage license, and Advisory Neighborhood Commission ANC 5F. The Establishment is located within the boundaries of Advisory Neighborhood Commission 5F ("ANC 5F") and ANC 5F is therefore the appropriate ANC with the power to protest any license application of the Establishment.

RECITALS

WHEREAS, the Establishment, a holder of a Class A retail liquor store alcoholic beverage license, seeks to renew its Class A license issued for its establishment located at [1501 Harry Thomas Way NE Washington DC 2002], which is currently within the boundaries of ANC 5F; and

WHEREAS, the Establishment and has collaborated to find additional ways to mitigate concerns related to the impact or potential impact of the operations of the Establishment on the community in which the Premises is located; and

WHEREAS, in lieu of contested protest proceeding regarding the Establishment's application for renewal of the License in this matter, the parties hereto wish to enter into a settlement agreement, pursuant to D.C. Code §25-446 to address those concerns, to improve the safety and orderly functioning of the Establishment to better serve the community and allow the Establishment to thrive;

NOW, the Parties hereby agree as follows:

1. **RECITALS INCORPORATED:** The recitals set forth above are incorporated herein by reference.
2. **HOURS OF OPERATION:** The Establishment shall refrain from the sale of alcoholic beverages before 10AM and after 12 midnight.
3. **NOISE, LOITERING, SAFETY & PRIVACY:**
 - a. Establishment shall not permit sounds, noise, vibrations, or amplified sounds to be heard in a residence with its windows or doors closed after 10PM. Such steps may include taking measures to reduce loitering near the Establishment, recognizing that loud-talking and amplified music from patrons and/or loiterers,

particularly after 10PM, may contribute to a negative impact and/or threaten immediate neighbor's peace, quiet, health and right to enjoyment of property.

- b. Establishment agrees to post notices notifying patrons and employees to be respectful of the residential area: No littering, no loitering, no engine idling, and no excessive noise (including from vehicles patronizing the Establishment).
 - i. Signage shall be kept in good condition and be visible from the point of entry
 - ii. Signage should be in the same size/similar font as other ABCA required signage
- c. Establishment will make every effort to prohibit and prevent panhandling, harassment, and criminal activity near the Establishment at all times (including sidewalks and tree boxes) when the Establishment is open to the public. Enforcement activities should include, but are not limited to:
 - i. Asking any individuals who appear to be panhandling, harassing and/or loitering in the front or side of the premises to move along.
 - ii. Calling the Metropolitan Police Department (MPD) to report criminal activity; and
 - iii. Facilitating and utilizing barring requests for any patrons who have a pattern of having produced noise, waste, or unruly behavior.
- d. The Establishment agrees to promote safety in the neighborhood and to use necessary measures to prevent and/or mitigate illegal activity, including public drinking and drunkenness, illegal drug use and the sale or receipt of illegal drugs, on and outside of the premises of the Establishment, including at its periphery. Establishment recognizes this may involve refusal of sale to patrons engaging in such activities as to jeopardize adherence to this agreement.

4. TRASH AND ODORS:

- a. The Establishment shall remove litter on the premises and abutting sidewalk at least daily and as needed and shall to the best of their ability keep exterior areas of the premises in clean and well-maintained condition. The immediate environs of the location shall be kept free of litter, bottles, chewing gum, trash and other traceable discarded refuse from the premises."
- b. Establishment shall maintain trash, garbage and recycling material storage facilities in which all containers are resistant to vermin, leaks, and odors. All containers must have lids that are kept securely closed at all times. Damaged waste or recycling containers must be repaired or replaced within 72 hours.
- c. Establishment shall arrange for additional trash collection should containers become filled between scheduled pickups, to prevent overflow of garbage and associated externalities. Establishment shall not allow trash or recycling collection between the hours of 10:00 PM and 7:00AM, 7 days a week.

5. RAT AND VERMIN CONTROL:

- a. Pursuant to trash mitigation steps listed earlier in this settlement agreement, Establishment agrees to routinely inspect immediate environs and keep free of potential attractions for rodents, pests and other vermin.

6. SALES TO INTOXICATED PEOPLE AND SINGLE SALES:

- a. The Establishment shall refrain from the sale of to-go alcoholic beverages to visibly intoxicated individuals, especially if they would not pass muster for continuing to serve responsibly while on premise.
- b. The Establishment shall take reasonable steps to discourage alcohol consumption in the immediate vicinity of the establishment.

7. BUILDING EXTERIOR:

- a. Establishment shall maintain sufficient lighting on the exterior of the Establishment, to discourage any behavior that undermines public safety. Lighting shall not intrude upon neighboring property, including across streets. Lighting should comply with any/all DDOT LED or limitations on lumens.
- b. Establishment agrees to maintain, in working order, external security cameras, or to participate in the DC Security Camera Rebate Program to add cameras, and register said cameras with MPD personnel, within one hundred eighty (180) days of signing this Agreement. Establishment shall retain video footage for 30 days and provide to MPD or ABCA on request.
- c. Establishment shall remove or paint over, or report to the city via documented 311 ticket, any graffiti, spray paint or other defacement on the exterior of the property used by the Establishment to conduct business within 72 hours. The exterior of the property includes roll-up gates, brick walls, window glass, fencing and other outward facing surfaces of the Establishment that can be seen when the Establishment is open or closed.

8. BINDING EFFECT:

- a. This Agreement shall be binding upon and enforceable against any successors of the parties. Applicant agrees to specifically notify any prospective subsequent license holder of the existence of this Agreement and to provide them with a copy.
- b. This Agreement may be modified, and such modification may be implemented by mutual agreement of the parties in writing and the subsequent approval by the ABCA Board as required by District law.
- c. Upon execution of this agreement and its acceptance by ABCA, ANC 5F shall refrain from filing a protest of the Applicant's pending ABCA license application.

9. INCORPORATION INTO LICENSE: The provisions of this Agreement shall become part of the conditions of the Establishment's License in this matter and shall remain in force upon renewal or transfer of said License. Violations of this Agreement by the Establishment, or the Establishment's failure to implement measures called for in this Agreement, may be deemed just cause for the ABC Board to suspend or revoke the License granted to its establishment or to take any other corrective or punitive measures the Board deems just and proper.

10. AGREEMENT AVAILABLE UPON DEMAND: The licensee shall keep a copy of this agreement on the premises and make it available to law enforcement or ABCA inspectors upon request. The licensee is encouraged to work with ANC 5F to address concerns arising from violations of this agreement.

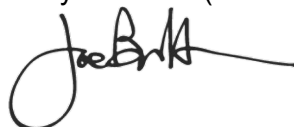
11. RIGHT TO CURE: In the event that either party believes the other has materially breached any obligations under the Agreement, such party shall give written notice to

the other of the existence and specific nature of the breach. The party alleged to be in breach shall have fourteen (14) days to cure the alleged breach. If the breach is not cured within the notice period, failure shall constitute cause for the ANC to file a complaint with the ABCA Board pursuant to District law to enforce the Agreement.

- 12. OTHER LAWS:** The parties further stipulate that licensee shall comply with applicable District laws and ABCA regulations regarding the license, and that said laws and regulations shall override this agreement in any conflict.

IN WITNESS WHEREOF, the parties executed this Agreement as of the date and year first above written.

By the Establishment: (name and date)
Gopal Kapoor 05/28/2024

By ANC 5F: (name and date)

Joe Bishop-Henchman 6/17/24



GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

RESOLUTION AUTHORIZING SETTLEMENT AGREEMENT WITH TRADER JOE'S EAST, INC.

ANC5F-25-098

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JOE BISHOP-HENCHMAN
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SYLVIA PINKNEY
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Sponsor: Commissioner Sahni

WHEREAS, on July 29th, 2024, the Alcoholic Beverage & Cannabis Administration Board will consider the application of Trader Joe's East, Inc., 701 Monroe St NE, for a new license, No. ABRA-128542, with a protest deadline of July 8th, 2024; and

WHEREAS, the application requests a Retailer's Class "B" Full-Service Grocery Store license; and

WHEREAS, D.C. Code § 25-609 authorizes an ANC to provide its recommendations to ABCA on a license application, to which the ABCA Board shall give great weight; and further that the ANC may submit a settlement agreement that is subject to approval of the ABCA Board; and

WHEREAS, the applicant and Commissioner Sahni have discussed the value of a settlement agreement for both parties, encompassing the issues of hours, trash, and traffic safety; and

THEREFORE, BE IT RESOLVED that ANC 5F approves the attached proposed settlement agreement with Trader Joe's East, Inc., and authorizes its execution and submission to ABCA for approval.

This resolution came before ANC 5F at a duly noticed public meeting on June 17, 2024.

ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.

With 6 Commissioners present, ANC 5F voted 6 Yea, 0 Nay, and 0 Abstain.



Chair, ANC 5F

Attest:



Secretary, ANC 5F

**SETTLEMENT AGREEMENT BETWEEN TRADER JOE'S EAST INC. AND
ADVISORY NEIGHBORHOOD COMMISSION 5F**

THIS SETTLEMENT AGREEMENT ("Agreement") is made on this 17th day of June 2024 by and between Trader Joe's East Inc. t/a Trader Joe's #820 ("Applicant"), Advisory Neighborhood Commission 5F ("ANC"), also referred to collectively as the "Parties."

WHEREAS, Applicant has applied for a Retailer's Class B Full-Service Grocery Store ABC license (ABRA-128542) with Tasting Permit ("License") at 701 Monroe St., NE ("Premises");

WHEREAS, Parties wish to enter into this Settlement Agreement ("Agreement") pursuant to DC Official Code §25-446 to address concerns related to Applicant's operations on the surrounding community and to eliminate the need for a Protest Hearing regarding the License application;

WHEREAS, Parties request that the Alcoholic Beverage & Cannabis Board ("ABC Board") approve the Applicant's License application conditioned upon Applicant's compliance with the terms of this Agreement; and

NOW, THEREFORE, in consideration of the recitals set forth above and the mutual covenants and conditions set forth below, the Parties agree as follows:

1. **Recitals Incorporated.** The recitals set forth above are incorporated herein by reference.
2. **Hours of operation.** The Applicant shall refrain from the sale of alcoholic beverages before 8AM and after 10PM.
3. **Trash and odors:**
 - a. Applicant shall maintain trash, garbage, and recycling material in the trash room located within the building provided by the landlord so long as such facilities are made available for use by the landlord.
 - b. Applicant shall schedule adequate routine trash and refuse pick up to prevent overflow of garbage and refuse from its designated trash room.
4. **Rat and vermin control.** Pursuant to trash mitigation steps listed earlier in this settlement agreement, Applicant agrees to routinely inspect immediate environs and to take reasonable measures to keep the area free of potential attractions for rodents, pests, and other vermin.
5. **Sales to intoxicated people:**
 - a. Applicant shall refrain from the sale alcoholic beverages to visibly intoxicated individuals.
 - b. Applicant shall take reasonable steps to discourage alcohol consumption in the immediate vicinity of the Premises, outside of organized tasting activities.
6. **Patron Parking.** As provided in the Applicant's lease, and so long as patron parking and validation services are provided by the landlord, patrons shall have up to 60 minutes of free validated parking provided by the Applicant's landlord. Patrons who drive shall be directed to be respectful of pedestrian and bike traffic, and not park outside of designated spaces.

7. **Deliveries.** Applicant shall encourage all delivery vendors to use its designated loading dock. Applicant shall not knowingly accept deliveries from delivery vendors parked illegally, including those blocking premises-adjacent bike lanes.
8. **Communication with ANC.** Applicant is encouraged to maintain communication with the ANC regarding customers or delivery vendors illegally parking and/or stopping and to send a representative to ANC meetings from time to time.
9. **Binding effect:**
 - a. This Agreement shall be binding upon and enforceable against any successors of the parties. Applicant agrees to specifically notify any prospective subsequent license holder of the existence of this Agreement and to provide them with a copy.
 - b. This Agreement may be modified, and such modification may be implemented by mutual agreement of the parties in writing and the subsequent approval by the Alcoholic Beverage & Cannabis (“ABC”) Board as required by District law.
 - c. Upon execution of this agreement and its acceptance by the ABC Board, ANC 5F shall refrain from filing a protest of the Applicant’s pending ABC License application.
10. **Incorporation into license.** The provisions of this Agreement shall become part of the conditions of the Applicant’s License in this matter and shall remain in force upon renewal or transfer of said License.
11. **Notice & Opportunity to Cure.** In the event that either party believes the other has materially breached any obligations under the Agreement, such party shall give written notice to the other of the existence and specific nature of the breach. The party alleged to be in breach shall have fourteen (14) days to cure the alleged breach. If the breach is not cured within the notice period—or, with respect to a breach which reasonably requires more than fourteen (14) days to cure, efforts to cure the breach have not been commenced— failure shall constitute cause for the ANC to file a complaint with the ABC Board pursuant to District law to enforce the Agreement. Any notices required to be made under this Agreement shall be in writing and sent either via e-mail or U.S. mail, postage prepaid, to the parties to this Agreement at the addresses below. Notice shall be deemed given as of the time of receipt or refusal of receipt.

If to Applicant:

Trader Joe’s East
800 S Shamrock Ave.
Monrovia, CA 91016
lfurumoto@traderjoes.com

If to the ANC:

Advisory Neighborhood Commission 5F
P.O. Box 91843
Washington, DC 20090
5F@anc.dc.gov

Either party may change its notice address by written notice to the other. Failure to give notice shall not constitute waiver or acquiescence to the violation, but notice shall be a prerequisite to the filing of a complaint with the ABC Board or any other enforcement action.

12. **Other laws.** The Parties further stipulate that Applicant shall comply with applicable District laws and ABCA regulations regarding the license, and that said laws and regulations shall override this Agreement in any conflict. The Parties also acknowledge that any references made to the DC Code or regulations are for reference only, and a violation of the DC Code and regulations do not constitute a violation of this Agreement.

IN WITNESS WHEREOF, the Parties have executed this Agreement as of the date and year first written above.

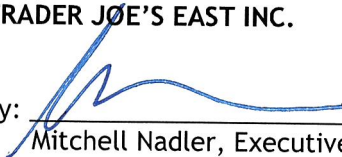
[signatures on the following page]

IN WITNESS WHEREOF, the Parties have executed this Agreement as of the date and year first written above.

ADVISORY NEIGHBORHOOD COMMISSION 5F

By: 
Jennifer Anderson, 5F05, Chairperson

TRADER JOE'S EAST INC.

By: 
Mitchell Nadler, Executive Vice President



GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

RESOLUTION REQUESTING TRAFFIC CALMING FOR THE INTERSECTION OF 7th ST NE AND HAMLIN ST NE

ANC5F-25-099

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Sponsor: Commissioner Sahni

WHEREAS, residents living along and traveling through the intersection of 7th St NE and Hamlin St NE have dealt with speeding motorists breaking the all-way stop sign along 7th St NE; and

WHEREAS, residents have witnessed accidents, as well as numerous near-misses, related to motorists disregarding the stop sign; and

WHEREAS, this block is along a major route for children attending the four schools along the 700 block of Edgewood St NE and 2900 block of 8th St NE, as well as Washington Leadership Academy, Lee Montessori School, and Catholic University of America, and has two WMATA bus stops (G8); and

WHEREAS, residents have been requesting improved traffic safety measures along this block for several years, including with TSIs

- SR# 21-00485314
- SR# 21-00501111
- SR# 22-00443888
- SR# 23-00111887; and

WHEREAS, the roads comprising this intersection meet DDOT's criteria for vertical mitigation as they

- are classified as local roads, and
- see low volumes of traffic, and
- have speed limits of 20 mph, and
- have a roadway grade under 8%, and
- are not classified as emergency access routes; and

WHEREAS, curb bumpouts enhance visibility between motorists and pedestrians, as they encourage vehicles to slow down when approaching intersections and allow pedestrians to see and be seen more easily by oncoming traffic in addition to reducing crossing distance for pedestrians, and

WHEREAS, raised crosswalks serve as an additional safety measure that elevates the crossing area for pedestrians, making them more visible to approaching motorists and encouraging drivers to reduce their speed when approaching these crosswalks, and

ADVISORY NEIGHBORHOOD COMMISSION 5F SERVES THE COMMUNITIES OF ECKINGTON AND EDGEWOOD.

WHEREAS, automated traffic enforcement (ATE) provides a feedback mechanism for drivers to be informed when traffic violations have occurred so they can correct their behavior.

THEREFORE, BE IT RESOLVED that ANC 5F requests that DDOT investigate, design, and install a combination of vertical mitigations, curb bumpouts, and ATE at the intersection of 7th St NE & Hamlin St NE; and

BE IT FURTHER RESOLVED that the sponsor is directed to transmit a copy of this resolution to appropriate recipients; and

BE IT FURTHER RESOLVED that the sponsor of this resolution is authorized to represent themselves as speaking on behalf of the 5F Commission in advocating for the aforementioned.

This resolution came before ANC 5F at a duly noticed public meeting on July 15, 2024.

ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.

With 7 Commissioners present, ANC 5F voted 7 Yea, 0 Nay, and 0 Abstain.

Attest:



Chair, ANC 5F



Secretary, ANC 5F



ANC5F-25-100

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GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

RESOLUTION IN SUPPORT OF ZC #23-24 ECKINGTON MEWS

Sponsor: Commissioner Bishop-Henchman

WHEREAS, on October 6, 2023, the applicant filed in ZC #23-24 seeking a consolidated PUD and related map amendment from RF-1 to RA-2 to construct 26 multi-bedroom residential units in for-sale rowhomes, at a maximum height of 34 feet and including 13 vehicle spaces, and including a proffer of affordable housing in the form of IZ units; and

WHEREAS, on October 16, 2023, the Zoning Commission notified ANC 5F and the 5F07 Commissioner and welcomed a written submission on the application; and

WHEREAS, on October 23, 2023, the Eckington Civic Association voted to support the application, praising the applicant's "efforts to responsibly expand the housing supply"; and

WHEREAS, on October 24, 2023, the applicant presented to the ANC 5F regular meeting and answered questions from commissioners and the community, on apartments vs. rowhouses, yards, garages, alleyway dumping, affordability, cameras, homeowners associations, MPD, lighting, street naming, alley closing, number of bedrooms, street frontage, pedestrian access, trash collection, roof, shadows, air conditioning units, fire hydrant access, traffic, bike racks, and other topics; and

WHEREAS, on January 29, 2024, the Office of Planning (OP) produced its setback report, describing the application and identifying four areas for action (clarify brick details, possibility of solar panels, provide section drawings, and finalize IZ flexibility); and

WHEREAS, on March 26, 2024, and again on June 18, 2024, the applicant submitted transportation statements and made it available for input from all agencies including ANC 5F; and

WHEREAS, on May 22, 2024, the Zoning Commission gave notice that the project would be considered at its meeting on July 18, 2024, published that notice in the D.C. Register and mailed notice to all residents within 200 feet of the project, and specifically welcomed the submission of comments by ANC 5F; and

WHEREAS, on May 22, 2024, the Zoning Commission gave notice that the project would be considered at the ZC meeting on July 18, 2024, published that

notice in the D.C. Register and mailed notice to all residents within 200 feet of the project, and specifically welcomed the submission of comments by ANC 5F; and

WHEREAS, on May 24, 2024, the applicant spoke with the Office of Planning and the Department of Housing & Community Development, and on June 11, 2024 with the Department of Transportation, the Department of Parks & Recreation, the D.C. Fire & Emergency Medical Services Department, and DC Water, and at various points with ANC 5F commissioners;

WHEREAS, on June 28, 2024, as a result of these discussions, the applicant filed a supplemental report to set aside Townhouse 12 as IZ at 80% of median family income, and Townhouses 13 and 15 at 60% of median family income, and verified that it will offer all the IZ units for sale; and

WHEREAS, on July 5, 2024, the Office of Planning submitted an updated report recommending the approval of the application; and

WHEREAS, on July 8, 2024, the District Department of Transportation submitted a report stating no objection to the application so long as it incorporates the transportation statement submitted on June 18, 2024; and

WHEREAS, on July 8, 2024, the Office of the Attorney General submitted a report supporting the application, referring to its “significant affordable housing” and helping address the city’s affordable housing crisis, need for deeply affordable units (60% MFI), the need for affordable home-ownership units, the need for family-sized units; and

WHEREAS, as of July 15, 2024, five public comments have been submitted to the Zoning Commission on this application, all in support, and also on that date, the applicant presented again to ANC 5F;

THEREFORE, BE IT RESOLVED that ANC 5F supports the application in ZC #23-24 (Eckington Mews and alley closure) for the above-stated reasons and respectfully requests that the Zoning Commission give great weight to this determination; and

BE IT FURTHER RESOLVED that the sponsor of this resolution is directed to transmit a copy of this resolution to appropriate recipients and is authorized to represent himself as speaking on behalf of the 5F Commission in advocating for the aforementioned.

This resolution came before ANC 5F at a duly noticed public meeting on July 15, 2024.

ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.

With 7 Commissioners present, ANC 5F voted 5 Yea, 1 Nay, and 1 Abstain.

Attest:



Chair, ANC 5F



Secretary, ANC 5F



GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

RESOLUTION SUPPORTING A STRONG, EQUITABLE BEVERAGE CONTAINER DEPOSIT-RETURN LAW

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Sylvia Pinkney
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Sponsor: Commissioner Galvan

WHEREAS: The District of Columbia is inundated with beverage container pollution which poses risks to human health and the climate. While beverage container litter and dumping is found throughout the District, it most adversely affects residents of Wards 5, 7 and 8, all of which border the Anacostia River, and

WHEREAS: The Anacostia is one of only three rivers in the United States that the EPA has deemed “impaired by trash.” The Anacostia Riverkeeper Trash Mitigation Report, 2023 documents this environmental crisis, including the cover photo of one of many piles of beverage containers cleaned up at Pope Branch Park on Martin Luther King Day in 2023, and

WHEREAS: More than 50 percent of the trash, by weight, collected in Anacostia River trash traps is plastic bottles, and

WHEREAS: More than 617 million covered beverage containers are sold in the District each year, but less than one quarter, or 152 million, of these containers, are recycled. Almost 464.5 million beverage containers sold annually in the District are not recycled. and

WHEREAS: These 464.5 million un-recycled beverage containers either get sent to methane-belching landfills, contributing to global warming, the toxin-emitting incinerator in Lorton, Virginia, or wind up in the environment as litter. Once cleaned out of our parks, neighborhoods and waterways, they are too contaminated to be recycled. Instead, they are sent to be landfilled or incinerated. Both options pose their own environmental and health damage. In addition, plastic bottles release microplastics into the environment and may contain toxic chemicals, such as PFAS, and

WHEREAS: Of the 617 million beverage containers sold annually in the District, 345 million (or over 55 percent) are plastic bottles; more than 180 million (nearly 30 percent) are aluminum cans and nearly 92 million (almost 15%) are glass bottles. The District’s beverage container litter crisis concerns all three container materials. A solution addressing only plastic bottles is not sufficient because it would leave 45 percent of beverage containers still polluting the District, and

WHEREAS: More than 255 million of the covered bottles and cans sold in the District annually are used to sell water. Considering the District still has more than 42,000 lead service lines, many District residents do not trust their tap

water and buy bottled water instead. This issue can also be mitigated through a strong, equitable bottle bill, and

WHEREAS: A strong, equitable bottle bill for the District would establish a ten-cent deposit on all beverage containers sold in the District (with the exception of dairy and dairy-alternative beverages). Beverage container deposits incentivize people to return containers for the deposit refund, and

WHEREAS: Beverage container deposit-return laws, commonly called “bottle bills” are proven to cut trash and increase recycling rates because of the incentivizing deposit. They are an effective waste diversion measure, and

WHEREAS: A strong, equitable bottle bill will enable deposit refunds to be directed to a non-profit organization’s bottle bill account so that qualified non-profit organizations, like churches or community sports teams, can mobilize bottle drives as a fund-raising mechanism. Families can also establish bottle bill accounts as a college-education savings fund, and

WHEREAS: Equitable bottle bills require ease of return to stores as well as other convenient locations in food desert neighborhoods. It’s important that no one has to travel a long distance to get their deposit refunded, and

WHEREAS: Although deposits incentivize most people to return their beverage container, not everyone will seek a deposit return. Tourists, for example, may not return their bottles and cans for a deposit refund. This will leave a pool of unclaimed deposits. A strong, equitable bottle bill for the District would allocate unclaimed deposits to a variety of community programs such as environmental programs and programs to help low-income residents living in households with lead service lines to purchase quality lead filters. Unclaimed deposits would also provide grants to operators of convenient container return locations in neighborhoods with food deserts

WHEREAS: The beverage industry has known for decades that curbside recycling is not an adequate solution to the beverage container pollution crisis and that bottle bills are effective. Beverage companies oppose bottle bills because they require these companies to take responsibility for the litter, dumping and environmental harm they cause.

WHEREAS: The beverage container pollution crisis demands a change to the status quo established by beverage companies, and

WHEREAS, ANC 5F continually sees plastic bottles along its borders, roadways, and residential streets that be a public health and safety challenge that needs to be addressed along with robust community engagement, and

THEREFORE, BE IT RESOLVED THAT ANC 5F endorses the DC Council to introduce a strong, equitable bottle bill for the District and to hold a hearing with robust community engagement on this bill.

This resolution came before ANC 5F at a duly noticed public meeting on July 15, 2024.

ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.

With 7 Commissioners present, ANC 5F voted 7 Yea, 0 Nay, and 0 Abstain.

Attest:



Chair, ANC 5F



Secretary, ANC 5F



ANC5F-25-102

GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

RESOLUTION ON PROPOSED CURVE ART INSTALLATION IN MAMIE “PEANUT” JOHNSON PLAZA

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Sylvia Pinkney
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Sponsor: Commissioner Bishop-Henchman

WHEREAS, the District government is currently reconstructing the intersection of New York and Florida Avenues NE, removing the Wendy’s at “Dave Thomas Circle” and replacing it with three separate green spaces, pedestrian improvements, and a reoriented road network; and

WHEREAS, the NoMa Business Improvement District (NoMa BID) has proposed the installation of “Curve” on the northwest portion of the intersection, by local artist and resident Rania Hassan, that will serve as a gateway to the neighborhood and a complement to “Gateway Wings” on the New York Avenue bridge; and

WHEREAS, NoMa BID has requested to present the project to ANC 5F, and receive a letter attesting that the presentation has occurred and to support the project’s application to the DC Commission on the Arts & Humanities for a grant and related approvals; and

THEREFORE, BE IT RESOLVED that ANC 5F confirms that NoMa BID presented to ANC 5F on “Curve” at our meeting of July 15, 2024; and

BE IT FURTHER RESOLVED that ANC 5F supports NoMa BID’s application to the DC Commission on the Arts & Humanities for the “Curve” art project;

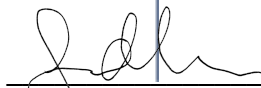
BE IT FURTHER RESOLVED that the sponsor of this resolution is directed to transmit a copy of this resolution to appropriate recipients and is authorized to represent himself as speaking on behalf of the 5F Commission in advocating for the aforementioned.

This resolution came before ANC 5F at a duly noticed public meeting on July 15, 2024.


ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.

With 7 Commissioners present, ANC 5F voted 3 Yea, 1 Nay, and 3 Abstain.

Attest:



Chair, ANC 5F



Secretary, ANC 5F



GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

Resolution in Continued Support of B25-0564 the Environmental Justice Amendment Act of 2023¹

ANC5F-25-103

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Sponsor: Commissioner Galvan
Co-Sponsor(s):

WHEREAS, on November 6, 2023, Councilmember Zachary Parker introduced B25-0564, the Environmental Justice Amendment Act of 2023², and was co-introduced by Councilmembers Christina Henderson and Kenyan R. McDuffie; and

WHEREAS, ANC 5F passed Resolution ANC5F-25-066, Resolution Supporting Environmental Justice Act of 2023, on November 28, 2023⁸; and

WHEREAS, the proposed legislation was referred to the DC Council's Committee on Transportation and Environment with a public hearing occurring on March 18, 2024; and

WHEREAS, the Environmental Justice Amendment Act has four major components:

1. Requiring an assessment of the cumulative environmental impact of permitted projects on overburdened communities and creating a process that can result in denial of those projects where they create a disproportionate impact;
2. Requiring a similar assessment for District agency projects that seek to locate significant sources of environmental harm in overburdened communities and creating a process that can result in denial of spending on those projects where they create a disproportionate impact;
3. Authorizing the Mayor to fine applicants for failure to comply with mitigating measures detailed in cumulative impact statements and empowering the Office of the People's Counsel to initiate civil actions; and
4. Establishing an Energy and Environmental Justice Division at the District Department of Energy and Environment (DOEE), charged in part with identifying and reducing environmental, energy, climate, and health burdens and cumulative impacts on overburdened communities; and

WHEREAS, the proposed legislation uses the Centers for Disease Control and Prevention's Environmental Justice Index³ to define an "overburdened community" – which takes into account environmental burdens, social vulnerability, and health vulnerability – and specifically as any census

block group in the top quarter in the Index, or in the second-highest quarter but next to a community in the highest quarter; and

WHEREAS, ANC 5F, under this definition, is defined as an overburdened community⁴; and

WHEREAS, about half of all the District's land zones for industrial use sits in Ward 5⁵, often with little or no buffer between industrial and residential neighborhoods; and

WHEREAS, ANC 5F Commission Area contains significant industrial pollution including an asphalt plant, a bus depot, and a heavy construction equipment yard; and

WHEREAS, the proposed legislation acknowledges a history of concentration of environmental hazards in specific DC communities⁶ and the need for a proactive approach to correct for this concentration²; and

WHEREAS, the proposed legislation represents a significant step towards addressing environmental inequities and protecting vulnerable communities in the District of Columbia; and

WHEREAS, the proposed legislation seeks to strengthen regulations and provide greater oversight to prevent and mitigate environmental harms disproportionately affecting low-income communities and communities of color; and

WHEREAS, the principles of environmental justice demand that all individuals, regardless of race, ethnicity, or socioeconomic status, have the right to a healthy environment in which to live, learn, and work⁷; and

WHEREAS, the proposed legislation aims to enhance public participation, transparency, and accountability in environmental decision-making processes.

THEREFORE, BE IT RESOLVED that ANC 5F endorses and supports the Environmental Justice Amendment Act of 2023 as a crucial legislative measure to advance environmental justice and protect the health and well-being of all District residents; and

BE IT FURTHER RESOLVED that ANC 5F urges DC Council to push the proposed legislation through the legislative process as soon as possible to enshrine this as formal law; and

BE IT FURTHER RESOLVED that ANC 5F joins ANC 4B, 5C, 5D, and other ANCs that have been persistently advocating for years to address environmental injustices, in the rally to “incorporate climate resiliency and sustainability as core considerations for DC government services, infrastructure projects, and developments in the Commission area.¹”; and

BE IT FURTHER RESOLVED that ANC 5F joins ANC 4B in recommending DC Council include the following enhancements and considerations to the Environmental Justice Amendment Act of 2023 to ensure its effectiveness and increase equity:

1. Defining or articulating parameters around “mitigating measure” and “reasonable alternative,” as both are undefined in the proposed legislation and recognizing that mitigation exists on a scale and reasonableness is subjective;
2. Assessing whether a new Energy and Environmental Justice Division at DOEE would play a role with regard to environmental impact and cumulative impact statements, including as a “lead agency,” and whether that creates any conflict with their duty to act as an advocate for residents under the proposed law by “[e]nsur[ing] that communities are empowered to exercise their rights to participate in and enforce requirements under the District’s environmental laws”;
3. Working collaboratively with DOEE to integrate their existing environmental justice efforts into the creation of a new Energy and Environmental Justice Division, as well as to ensure the work of this new Division is integrated into the Department’s several comprehensive long-term plans, not just those related to greenhouse gas emissions;
4. Integrating the work and expertise of the Mayor’s Office of Racial Equity within the proposed framework of environmental and cumulative impact statements and with regard to the creation of a new Energy and Environmental Justice Division within DOEE, and specifically the Department’s role in adjusting the definition of “overburdened community” every five years;
5. Assessing the District’s zoning practices and policies with regard to industrial land, which provide the underlying mechanism by which transfer stations, bus depots, asphalt plants, other chemical plants, and other pollutants are sited in specific neighborhoods, to develop a strategy not just to deconcentrate these facilities but to cohesively and transparently site them – or reject them;
6. Providing additional consideration of the burden vehicle pollution, the largest source of pollution in the District, places on already overburdened communities – and how the District can examine historically racist road construction practices to lessen the burden on these communities – especially given that road and highway construction is controlled exclusively by the government and does not require the involvement of private actors to improve; and
7. Further assessing the standard and procedures created via this proposed legislation for actions taken by the DC government itself, which is often a lead contributor in siting environmentally polluting facilities, to ensure the DC government is holding itself to the highest standards for sustainability, environmental justice, and equity, particularly with regard to the DC Council’s criteria for approving such projects.

BE IT FURTHER RESOLVED that ANC 5F urges DC Council further consider the following items when discussing amendments to this proposed legislation:

1. **Enhanced Community Engagement:** Mandate the creation of local environmental justice advisory councils in affected communities to provide ongoing input and feedback on environmental policies and projects. These councils should include representatives from marginalized groups to ensure diverse perspectives are considered;
2. **Equitable Resource Allocation:** Ensure that funding and resources for environmental initiatives are distributed equitably, prioritizing areas that have historically suffered from environmental neglect and degradation;
3. **Stronger Enforcement Mechanisms:** Increase penalties for violations of environmental regulations, particularly in cases where violations disproportionately impact historically marginalized communities. Implement regular audits and inspections to ensure compliance;
4. **Comprehensive Health Impact Assessments:** Require health impact assessments for new developments and major projects, with a specific focus on cumulative impacts in communities that already face significant environmental burdens;
5. **Capacity Building and Education:** Invest in programs to educate and empower community members on environmental justice issues, equipping them with the knowledge and tools to advocate for their rights and participate effectively in decision-making processes; and
6. **Data Transparency and Accessibility:** Develop a publicly accessible database that tracks environmental hazards, regulatory compliance, and health outcomes in different neighborhoods, making this information readily available to all residents;

BE IT FURTHER RESOLVED that ANC 5F urges DC Council further consider the following items when discussing amendments to this proposed legislation:

1. Allow inspection reports by DOEE to be available immediately upon request by residents or members of the public and not require a Freedom of Information Act (FOIA) request; and
2. Strengthen anti-idling laws to include personal vehicles when certain weather thresholds are required for the health and safety of residents
3. Increase capacity of DOEE inspectors (at least a half dozen other inspectors to increase frequency of inspections) to allow for more thorough, random and often enforcement of polluters including permit enforcement, idling of vehicles at high priority industrial and environmental sites for both personal vehicles and commercial/industrial vehicles; and
4. Permanent air quality monitors that can be used to compare to the health base standards, requiring specialized data loggers shall be installed using public infrastructure throughout the affected neighborhood, recording the quantity of appropriate pollutants that affect health and quality of life and developing a publicly available dashboard and database; and
5. That communities should directly benefit from violations that result in burdens on those respective communities, whereas the use of funds from fines related to violations of DC laws and regulations should be tracked and established statutorily; and

6. Establish a feedback mechanism that requires resolution of 311 requests to neighbors for quality of life associated with improvements; and
7. Require partnership of DOEE and DDOT to improve tree canopy and industrial absorption through natural means, including a report and accelerated efforts to improve native trees and plants that can endure the effects of climate change as well as mitigate years of previous environmental harms; and that includes appropriate maintenance contracts to water trees at regular intervals accordingly to arborist requirements so that they are established appropriately within the first 3 years of life; and

BE IT FURTHER RESOLVED that ANC 5F recognizes the importance of collaborative efforts among government agencies, community organizations, and residents to achieve the goals outlined in the Environmental Justice Amendment Act of 2023; and

BE IT FURTHER RESOLVED that ANC 5F calls upon DC Council, the Mayor, and all government offices and departments in the District of Columbia to prioritize equity and inclusivity in the implementation of the 2023 Environmental Justice Amendment Act, ensuring that the benefits of enhanced environmental protections are felt by all residents, particularly those in marginalized communities; and

BE IT FURTHER RESOLVED that the sponsor is directed to transmit a copy of this resolution to appropriate recipients; and

BE IT FURTHER RESOLVED that ANC 5F commissioners are authorized to represent themselves as speaking on behalf of the 5F Commission in advocating for the aforementioned; and

BE IT FURTHER RESOLVED that this resolution will take effect immediately upon passage.

This resolution came before ANC 5F at a duly noticed public meeting on September 16, 2024.
ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.
With 6 Commissioners present, ANC 5F voted 6 Yea, 0 Nay, and 0 Abstain.



Chair, ANC 5F

Attest:



Secretary, ANC 5F

References:

- 1 - [ANC 4B Resolution #4B-23-1105 Supporting and Providing Feedback on B25-0564 the Environmental Justice Amendment Act of 2023 Adopted November 27, 2023](#)
- 2 - [B25-064 - Environmental Justice Amendment Act of 2023](#)
- 3 - [Center for Disease Control and Prevention's Environmental Justice Index](#)

- 4 - [Estimating Intra-Urban Inequities in PM_{2.5}-Attributable Health Impacts: A Case Study for Washington, DC](#)
- 5 - [DC Office of Zoning's Official Zoning Map](#)
- 6 - [A Shared Environment: D.C. and Environmental Justice](#)
- 7 - [Yale Experts Explain Environmental Justice](#)
- 8 - [ANC5F-25-066 Resolution Supporting Environmental Justice Act of 2023](#)



GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

RESOLUTION REQUESTING TRAFFIC CALMING ON THE 1700 BLOCK OF 3rd ST NE

ANC5F-25-104

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Sponsor: Commissioner Sahni
Co-sponsors: Commissioner Bishop-Henchman, Commissioner Galvan

- WHEREAS, residents of and visitors to the area around the 1700 block of 3rd St NE between R St NE and Randolph Place NE have long experienced the disruption and consequences of drivers using 3rd St NE in a way inconsistent with its road classification; and
- WHEREAS, significant recent changes in the Eckington neighborhood including a dog park, art installations and venues, upgrades to the Metropolitan Branch Trail, and the opening of local businesses have increased the amount of pedestrian, bicycle, and local car traffic in this area; and
- WHEREAS, the opening in 2022 of the Advanced Technical Center (ATC), which serves as a career and technical highschool within the DC Public School System, makes any TSIs near this block eligible for a high priority status under the Safe Routes to School Expansion and Regulation Amendment Act of 2021 and the Safer Streets Amendment Act of 2022; and
- WHEREAS, residents have been requesting improved traffic safety measures along this block for several years, including with TSIs
- SR# 22-00201866
 - SR# 22-00274260
 - SR# 22-00494038
 - SR# 22-00585088
 - SR# 23-00268207
 - SR# 23-00443881
 - SR# 24-00079545
 - SR# 24-00079543
 - SR# 24-00081957; and
- WHEREAS, the portion of 3rd St NE adjoining this block meets DDOT's criteria for vertical mitigation as it
- is classified as a collector road, and
 - sees low volumes of traffic, and
 - has a speed limit of 20 mph, and
 - has a roadway grade under 8%, and
 - is not classified as emergency access routes

THEREFORE, BE IT RESOLVED that ANC 5F respectfully requests that DDOT elevate the community request for a TSI in this block to a high priority status and

include the Advanced Technical Center in the set of schools evaluated as part of the Safe Routes to School Action Plan program in FY2025; and

BE IT FURTHER RESOLVED that DDOT expeditiously implement any vertical mitigation of traffic speed or other traffic safety recommendations that result from said evaluation; and


BE IT FURTHER RESOLVED that the sponsor of this resolution is directed to transmit a copy of this resolution to appropriate recipients, and that ANC 5F commissioners are authorized to represent themselves as speaking on behalf of the 5F Commission in advocating for the aforementioned.

This resolution came before ANC 5F at a duly noticed public meeting on September 16, 2024.

ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.

With ⁶ Commissioners present, ANC 5F voted ⁶ Yea, ⁰ Nay, and ⁰ Abstain.

Attest:



Chair, ANC 5F



Secretary, ANC 5F



ANC5F-25-105

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GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

RESOLUTION TO PROTEST ABRA-095032 (EDGEWOOD INTERNATIONAL WINE & SPIRITS)

Sponsor: Commissioner Galvan

WHEREAS, Edgewood International Wine and Spirits (licensee) was previously called “Edgewood Liquors” and currently has a “Cooperative Agreement” from 2003 when it was under the jurisdiction of ANC 5C, and

WHEREAS, the “Cooperative Agreement is considered by ABCA to be still in effect and is considered a “Settlement Agreement,” and

WHEREAS, the 2003 agreement requires updating that doesn’t meet recent updates to best practices among adjacent ANC 5F liquor store properties, and

WHEREAS, a group of 5+ protesters moved forward with their protest after the June ANC 5F meeting and the protesters appeared at a Roll Call Meeting, but the business did not appear, and

WHEREAS, the licensee did not reply to ABCA within 10 days explaining why they missed the Roll Call hearing and their application was dismissed via ABCA Board Order on July 10, 2024, and

WHEREAS, the license reapplied for a second time and are currently under placard with a protest deadline date of September 23, 2024, and the group of 5+ protesters is planning to submit their protest again, and

WHEREAS, an MPD official has indicated that Edgewood International Wine and Spirits is problematic nuisance because of late night hours of operation that allows for the purchasing of alcohol that encourages poor behaviors in the immediate neighborhood, citing public drinking, noise disturbances, and other crime that are often reported, and

WHEREAS, it has been observed by residents that the licensee has served alcohol to people who are abusers of alcohol, thus violating section 12 of the current settlement agreement, and

WHEREAS, a group of more than 20 residents in nearby properties have complained about disturbance of the peace infractions stemming from patrons of this establishment within the public spaces adjacent to residential homes and complexes, and

THEREFORE BE IT RESOLVED that ANC 5F protest ABCA 095032 Edgewood International Wine and Spirits on the grounds of the effect of the

establishment on peace, order, and quiet, to match the latest hours of nearby businesses of the same license type are permitted to operate; and

BE IT FURTHER RESOLVED, that ANC 5F is willing to enter into a settlement agreement with the establishment to address these concerns but has not heard back to our inquiry; and

BE IT FURTHER RESOLVED that the sponsor of this resolution is directed to transmit a copy of this resolution to appropriate recipients and is authorized to represent himself as speaking on behalf of the 5F Commission in advocating for the aforementioned.

This resolution came before ANC 5F at a duly noticed public meeting on September 16, 2024.
ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.
With 6 Commissioners present, ANC 5F voted 5 Yea, 1 Nay, and Abstain.

Attest:



Chair, ANC 5F



Secretary, ANC 5F



GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

RESOLUTION ADOPTING SETTLEMENT AGREEMENT IN ABCA-129377 (THE WAREHOUSE, 2210 5TH ST NE)

ANC5F-25-106

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Sylvia Pinkney
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Sponsor: Commissioner Bishop-Henchman

BE IT RESOLVED that ANC 5F approves the attached settlement agreement.

This resolution came before ANC 5F at a duly noticed public meeting on October 21, 2024.

ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.

With 7 Commissioners present, ANC 5F voted 6 Yea, 0 Nay, and 0 Abstain.

Attest:



Chair, ANC 5F



Secretary, ANC 5F

SETTLEMENT AGREEMENT BY AND BETWEEN
ADVISORY NEIGHBORHOOD COMMISSION 5F

and

Elite Prodigy, LLC t/a The Warehouse, Applicant

Pursuant to Chapter 16B of Title 7 of the DC Official Code, this Settlement Agreement ("Agreement") is made between Elite Prodigy, LLC t/a The Warehouse Licensee ("Licensee"), and Advisory Neighborhood Commission 5F ("ANC 5F"), effective upon approval by ANC 5F. This agreement covers the Licensee's business at 2210 5th St NE ("the Establishment"), Washington, District of Columbia ("DC") 20002 ("Premises").

WHEREAS:

1. On July 1, 2024, Licensee applied (ABRA-129377) to the DC Alcoholic Beverage and Cannabis Administration ("ABCA") for a new medical cannabis retailer license to permit Licensee to sell cannabis flower, cannabis concentrates, and a line of edible products to registered qualifying patients and caregivers, along with endorsements for delivery, education tasting, and safe-use treatment facility; and
2. Licensee and ANC 5F seek to enter into a voluntary Agreement memorializing the terms and conditions under which ANC 5F agrees to support Licensee's license application, conditioned on Licensee's promise to operate to minimize the Establishment's impact on neighborhood peace, order, and quiet; pedestrian safety and vehicular traffic; real property values of nearby residential properties; residential parking; and security and sanitation of the area around the Premises, including any alley adjacent to the Premises.

NOW, THEREFORE, Licensee and ANC 5F agree as follows:

1. **ANC [ANC Number] Promise:**
Conditioned on the Licensee's approval of, and fulfillment of its promises under, this Agreement, including the recitals above, ANC 5F agrees to support Licensee's application before ABCA to secure a medical cannabis retailer's license, with endorsements for delivery, education tasting, and safe-use treatment facility.
2. **Nature of Business and Location of Sales:**
Licensee has applied for a medical cannabis retail facility ("Retailer") at 2210 5th St NE, Washington, DC. Licensee shall permit registered qualifying patients and caregivers to

purchase medical cannabis products only in the interior of the Premises or by delivery to registered qualifying patients and caregivers in Washington, DC.

3. **Hours of Operation and Sales:**

The Licensee's hours of operation, sales, and home delivery shall be in accordance with DC law and regulations.

- **Retailer hours of operation, sales, and delivery:**

- Sunday - Saturday 7:00 am until not later than 10:00 pm

- Licensee shall maintain visible signs at the Premises' entrance clearly identifying the hours of medical cannabis retail sales.

4. **Verification:**

a. **On-Site Sales:** Licensee shall verify the identification of persons entering the Premises in accordance with DC Code and regulations and post a notice of the identification requirement as required by DC Code and regulations.

b. **All Deliveries:** Licensee shall verify the identification of recipients of a medical cannabis home delivery in accordance with DC Code and regulations.

5. **Security Plan, Access Control, and Prohibited Activities:**

Licensee will implement the following security procedures:

- **Registered Qualifying-Patient Verification:** A process for verifying registered qualifying patients as set forth in Section 4.

- **Exclusion of Minors:** In accordance with DC Code and regulations, Licensee shall prohibit entry to those under the age of 18 except as permitted by DC Code and regulations and shall post a sign to that effect.

- **Notice of Ban on Public Consumption:**

- Licensee shall post a inside the Premises' entrance indicating that smoking, ingesting, or consuming medical cannabis outside of the spaces approved by the ABC Board or in public is prohibited. Licensee shall take reasonable steps to discourage registered qualifying patients, guardians, or caregivers from consuming cannabis immediately outside the Premises, including adjacent alleys and sidewalks.

- **Use of Illegal Drugs:**

- Licensee shall use reasonable efforts to monitor and prevent the sale or use of illegal substances inside and cooperate with ABCA, MPD, and other D.C. agencies investigating suspected illegal activities inside the premises. Licensee shall also take reasonable steps to ensure that customers do not block the sidewalk in front of the Premises.

- **Noise Mitigation:**

- Licensee shall not install speakers on the exterior of the Premises.

- **Security Camera and Video Monitoring:**

- Licensee shall install security cameras of sufficient video quality to clearly monitor activity within the interior of the Premises and immediately outside all entrances into the Premises, including the adjacent public alley. Licensee shall store video footage from not fewer than five cameras covering the sensitive locations of the Establishment including but not limited to the entry and exit

points, storeroom(s), points where products are received in the establishment and delivered to customers, except bathrooms, for thirty (30) days and, on request, provide access to that footage to MPD, ABCA, and other D.C. agencies.

- **Access Control:**

Licensee shall allow patients, caregivers, and guardians to access only the ground floor (that is, street level) of the Premises.

- **Lighting:**

Licensee shall maintain lighting in the exterior of the premises as needed.

Licensee shall direct the lighting to minimize light pollution affecting nearby residents.

6. **Public-Space Maintenance and Trash Management:**

This section covers the disposal of cannabis products and byproducts, trash, garbage, recyclables, and the sanitary maintenance of public space.

- **Public-Space Maintenance:**

Licensee shall regularly inspect and clean the area between the width of the Premises' storefront and the street and shall take reasonable steps to keep that area free of trash, garbage, ice, snow, smoking materials, and other debris in accordance with DC Law.

- **Trash and Waste Collection:**

Licensee shall contract with one or more waste-management and recycling vendors to collect all trash and recyclables a minimum of one day per week and shall not allow trash to overflow containers and create a sanitation nuisance.

Licensee's contract with any waste-management vendor shall limit collection to between 8:00 a.m. and 8:00 p.m. in accordance with DC Law.

- **Waste Spills:**

Using industry practices such as solvents and power washing, Licensee shall pick up or hose down any garbage, recycling, or other waste spills remaining after waste collection in the alley adjacent to the Premises as needed.

- **Rat and Vermin Control:**

Licensee will maintain a contract with a professional, licensed rat, vermin, and pest control company to provide for routine control for the interior and exterior of the premises as needed to control pests.

- **Rodent-Resistant Receptacles:**

Licensee shall use and maintain rodent-resistant garbage, trash, and recycling receptacles with tight-fitting lids, with sufficient capacity to store all trash, garbage, recyclables, and other waste. Licensee shall promptly replace any garbage, trash, and recycling receptacles sufficiently damaged so they are no longer rodent-resistant.

- **Maintenance of Premises:**

Licensee shall take reasonable steps to maintain the land between the sidewalk and curb in front of the Premises in a well-tended fashion, without trash, cigarette butts, or excessive weeds.

7. Odor and Smoke Control:

Licensee shall install odor control practices or devices to reasonably restrict odor and smoke emissions beyond the Licensee's establishment.

8. Deliveries to the Establishment and Parking at the Premises:

Licensee shall encourage vendors, staff, registered qualifying patients, and their parents, guardians, and caregivers to access the Premises by foot, rail, bus, or bicycle. Licensee shall encourage all vendors who drive to park in commercial loading zones, on-street parking, Licensee's parking lot (if any), or in a designated space at the Establishment's garages and make deliveries through the rear entrance of the Premises in the alley. Licensee shall not knowingly accept deliveries from delivery vendors parked illegally, including those blocking premises adjacent to bike lanes. Deliveries to the Establishment shall occur only between the hours of 8 am and 10 pm.

9. Communication with the Community:

Licensee shall have available on the Premises for public review on request a copy of this Agreement and any amendments to the Agreement.

10. Notice to Cure:

If ANC 5F considers Licensee in breach of this Agreement, before ANC 5F seeks intervention by another DC government entity, and unless the breach is of an emergency nature or a repetition of a prior breach, ANC 5F shall give Licensee at least 10 business days' notice and opportunity to cure. ANC 5F shall notify [Licensee's Representative], Owner/Operator via electronic mail to [Licensee's Email] of any alleged violations. If Licensee refuses or fails to begin or pursue a cure during those 10 days, such refusal or failure shall constitute cause for ANC 5F to file a complaint with ABCA, to request a formal ABCA investigation, or to take other actions allowed by the ABC Board. If a breach reasonably requires more than 10 business days to cure, Licensee shall notify the ANC with a timeline for commencing the cure and addressing the breach.

11. Binding Effect:

This Agreement will be binding upon and enforceable against the successors or assigns of the Licensee. Any reference to specific laws and regulations in this Settlement Agreement is meant for informational purposes only. It is not intended that a violation of any DC law or regulation also be considered a violation of this Settlement Agreement.

12. Changes to Agreement:

This Agreement may only be modified by written agreement of all the parties or their successors.

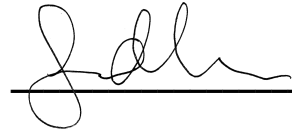
13. Counterpart and Facsimile Signature:

This Agreement may be executed in two or more counterparts which together shall constitute a single agreement. Execution of this Agreement may be made by any electronically transmitted signature, which shall constitute an original signature.

14. Access to Agreement:

Licensee shall make copies of this Agreement available at the Premises at all times and shall ensure that its employees and delivery staff understand the terms of this Agreement.

IN WITNESS WHEREOF, the parties have affixed hereunto their signatures.



ADVISORY NEIGHBORHOOD COMMISSION 5F

Jennifer Anderson, Chair

LICENSEE

The Warehouse

Randolph Dickens

Date: October __, 2024



ANC5F-25-107

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GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

RESOLUTION SUPPORTING ACTION PLAN TO REDUCE ENCAMPMENT AND CAPACITY ISSUES AT EMERY LOW BARRIER SHELTER

Sponsor: Commissioner Galvan

Co-Sponsor(s):

WHEREAS, the Emery Work Bed Program (EWBP) is a program at Emery Low Barrier Shelter at 1725 Lincoln Road NE for male identifying individuals without a home¹; and

WHEREAS, EWBP is funded by the D.C. Department of Human Services (DHS) and managed by the Coalition for the Homeless²; and

WHEREAS, EWBP can house up to 100 men and offer services like showers, food, case management, storage lockers and drawers for personal belongings, employment counseling, substance use disorder counseling and more¹; and

WHEREAS, the goal of EWBP is to give men a place where they can reside and continue working so they can eventually move to permanent housing¹; and

WHEREAS, Emery Low Barrier Shelter, and many other shelters throughout DC, have experienced high / overcapacity occupancy rates, due to a combination of a decrease in DHS COVID-19 pandemic funding, increased criminalization of homelessness, increased poverty, and thousands of individuals being bused to DC from various state governments^{3,4,5,6}; and

WHEREAS, Emery Low Barrier Shelter operates with limited budget, staffing and physical resources, which is insufficient to provide services to this particular surge of homeless men appearing at the shelter since August 2023; and

WHEREAS, due to this surge of homelessness and inability for Emery Low Barrier Shelter to meet this demand, a homeless encampment has been growing in size adjacent to the shelter; and

WHEREAS, neighbors on the 1700 block of Lincoln Road and throughout Eckington have described negative impacts on their quality of life due to the encampment adjacent to Emery Low Barrier Shelter which includes increases in:

- Overflowing garbage cans,
- Food litter,
- Broken glass,
- Vermin,

- Illegal dumping of cannibalize automotive parts and lubricants, broken furniture, suitcases and personal possessions,
- Public consumption and distribution of alcohol and drugs,
- Disorderly conduct including screaming and occasional fist fighting,
- Physical destruction of neighborhood beautification projects,
- Loud music emanating from speakers 24 hours a day,
- Loud noises from the revving and alarms of scooters and cars around the clock,
- Breaking into private property,
- Sexual harassment of female-presenting youth, teens, and adults, and
- Public shootings; and

WHEREAS, the Metropolitan Police Department (MPD), District of Columbia Fire Department (DCFD), and Medical First Responders have dealt with an uptick in requests for assistance on physical and property crime, medical emergencies, and complaints from the neighborhood due to this homeless encampment; and

WHEREAS, Eckington neighbors have spent far too much time advocating for basic government services, such as litter removal, removal of illegal dumping, addressing DC Noise Control Act and disorderly conduct violations, and the general restoration of public access to the sidewalk in front of Harry Thomas Recreation Center and Emery Low Barrier Shelter; and

WHEREAS, Eckington neighbors and guests who have tried to physically access the sidewalk or walk by to utilize Harry Thomas Recreation Center and pool have reported dealing with blocked access, broken glass, sexual harassment, and fears of physical altercations; when Emery Low Barrier Shelter and DC government agencies have failed to address public safety concerns, quality of life issues, and the successful transition of men residing in the growing encampment to full-time housing and employment; and

WHEREAS, Eckington neighbors seek additional confidence-building measures and transparency surrounding plans to adjust and mitigate shelter capacity issues, without the criminalization of homeless individuals, from Emery Low Barrier Shelter, MPD, DC government officials and elected officials.

THEREFORE, BE IT RESOLVED that ANC 5F requests that the Executive Director for Emery Low Barrier Shelter, MPD, DC Department of Health and Human Services, DC Department of Parks and Recreation (DPR), DC Department of Public Works (DPW), DC Public Schools (DCPS), and DC Council members convene to develop and support an action plan for the encampment adjacent to Emery Low Barrier Shelter and general shelter capacity issues, including:

1. Quarterly status checks from Emery Low Barrier Shelter to the Eckington community via ANC 5F and Eckington Civic Association and

DC Council, confirming they have adequate resourcing to deal with capacity issues and identifying gaps in physical space, staffing and/or funding which is hampering their ability to address the encampment and general capacity issues;

2. A public safety plan from MPD to reduce the number of noise ordinance violations, public consumption of drugs and alcohol, sexual harassment of minors and adults, and disorderly conduct and physical altercations, without criminalizing homeless individuals through a harm reduction approach^{7,8};

3. A new trash pick up plan from DPW, to indicate a higher frequency of trash pick up that results in less food litter, less broken glass on the sidewalk, the removal of chemicals such as mechanical lubricants and a sharp decrease in illegal dumping;

4. Public metrics to be reported by Emery Low Barrier Shelter and/or DC Council that demonstrates achievement of action plan milestones from Emery Low Barrier Shelter, MPD, DPW, DC Department of Health and Human Services, DC Council, and any other organizations that are named in the action plan;

5. A legislative proposal for the Ward 5 Councilmember to submit for their DC City Council colleagues' consideration regarding any lack of resourcing for Emery Low Barrier Shelter and other shelters experiencing capacity issues across DC;

6. DC Council and other relevant government entities conducting a thorough audit of Emery Low Barrier Shelter to determine all gaps in resources including budgetary considerations to fill these needs, to be publicly reported as part of an FY2026 budget request letter put forth by the Ward 5 Councilmember; and

7. Interim milestones and benchmarks to monitor steps taken and results reached, and identify steps not taken and results not reached; and additional public accountability measures for all organizations that are named in the action plan to report back to ANC 5F and the Eckington Civic Association; and

BE IT FURTHER RESOLVED that the sponsor is directed to transmit a copy of this resolution to appropriate recipients; and

BE IT FURTHER RESOLVED that ANC 5F commissioners are authorized to represent themselves as speaking on behalf of the 5F Commission in advocating for the aforementioned; and

BE IT FURTHER RESOLVED that this resolution will take effect immediately upon passage.

This resolution came before ANC 5F at a duly noticed public meeting on October 21, 2024.

ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.

With 6 Commissioners present, ANC 5F voted 5 Yea, 0 Nay, and 1 Abstain.

Attest:



Chair, ANC 5F



Secretary, ANC 5F

REFERENCES

- 1 - [Rehabs America - Emery Work Bed Program Description](#)
- 2 - [Coalition for the Homeless Emergency Shelter Services](#)
- 3 - [Street Sense Media Article, "Homelessness in DC is on the rise. What should the city do about it?"](#)
- 4 - [dcist Article, "Without COVID-Era Protections, Evictions In The Region Are Ticking Up"](#)
- 5 - [dcist Article, "It's Not Good To Be A Renter These Days: Rents Are Climbing In The D.C. Area, With No Relief In Sight"](#)
- 6 - [Understanding Mechanisms Driving Family Homeless Shelter Use and Child Mental Health](#)
- 7 - [The effectiveness of substance use interventions for homeless and vulnerably housed persons: A systematic review of systematic reviews on supervised consumption facilities, managed alcohol programs, and pharmacological agents for opioid use disorder](#)
- 8 - [National Alliance of State and Territorial AIDS Directors \(NASTAD\) Applying Harm Reduction in Housing Settings](#)



GOVERNMENT OF THE DISTRICT OF COLUMBIA ADVISORY NEIGHBORHOOD COMMISSION 5F

RESOLUTION TO ADOPT 2025 BUDGET

ANC5F-25-108

P.O. Box 91843
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Sponsor: Commissioner Anderson

BE IT RESOLVED that ANC 5F adopts the attached as its 2025 budget.

COMMISSIONERS

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Sylvia Pinkney
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This resolution came before ANC 5F at a duly noticed public meeting on October 21, 2024.

ANC 5F is composed of 7 Commissioners, so that 4 Commissioners constitute a quorum.

With 6 Commissioners present, ANC 5F voted 5 Yea, 0 Nay, and 1 Abstain.

Attest:



Chair, ANC 5F



Secretary, ANC 5F

Proposed Expense	Category	Amount	Optional?	Submitted for OANC Tech Grant?	Expenditure Quarter	Notes	URL	Note = Given we are currently in Q2, startup expenses are included in Q2
Furniture for meeting room	2. Direct Office Cost	\$1,000.00			Q1	Acquire in Q1 to facilitate storing office supplies in community PUD space		
Yard Signs	3. Communication	\$525.00			Q1	Used to promote meetings. \$150 for 10 yard signs double sided (includes tax & shipping), may have cost savings with bulk order. Quote from Limitless Branding Co. Budgeted for 5 signs per SMD --> 35 signs total.		
Mailer	3. Communication	\$1,750.00 x			Q1	One-time intro postcard on establishment of ANC. Estimate of \$250 per SMD		
Post Office Box	3. Communication	\$194.00			Q1	Brentwood Post Office, XS Box, 1 year		
Sandwich Board - Meeting Promotion	3. Communication	\$420.00 x			Q2	\$140 + tax each.	https://www.builddesign.com	
Quarterly Constituent Outreach Allotment	3. Communication	\$700.00			Q2	Budget of \$100 per Commissioner per quarter.		
Quarterly Constituent Outreach Allotment	3. Communication	\$700.00			Q3	\$100 per Commissioner per quarter.		
Quarterly Constituent Outreach Allotment	3. Communication	\$700.00			Q4	\$100 per Commissioner per quarter.		
Video Projector and assorted technical equipment to support hybrid meeting format	4. Office Supplies, Equipment, Printing	\$900.00			Q1	For use in in-person meeting space to project meeting documents and virtual presenters to support hybrid meeting format. Estimated cost.		
Business Cards	4. Office Supplies, Equipment, Printing	\$135.00			Q1	\$15 per 100 + \$30 shipping fee.	https://gallery.vistaprint.com	
Printer	4. Office Supplies, Equipment, Printing	\$500.00			Q1	Estimated, need to scope out specific printer		
Assorted office supplies	4. Office Supplies, Equipment, Printing	\$100.00			Q1	Estimated for staplers, pens, and assorted supplies		
Printer Paper (Q2)	4. Office Supplies, Equipment, Printing	\$480.00			Q1	\$40 = 4000 sheets (1 order) \$40*3.5 orders = \$140 per 1 sheet flyer per constituent Tripled amount to allow for additional printings as part of startup operations (surveys, etc.)	https://www.amazon.com/s/	
Additional toner for printer	4. Office Supplies, Equipment, Printing	\$200.00			Q2	Estimated (2 sets)		
Printer Paper (Q3)	4. Office Supplies, Equipment, Printing	\$160.00			Q3	\$40*3.5 orders = \$140 per 1 sheet flyer	https://www.amazon.com/s/	
Printer Paper (Q4)	4. Office Supplies, Equipment, Printing	\$160.00			Q4	\$40*3.5 orders = \$140 per 1 sheet flyer	https://www.amazon.com/s/	
Community Grants (Q1)	5. Grants	\$10,000.00			Q1			
Community Grants (Q2)	5. Grants	\$10,000.00			Q2			
Community Grants (Q3)	5. Grants	\$10,000.00			Q3			
Community Grants (Q4)	5. Grants	\$10,000.00			Q4			
ANC Security Fund	9. Other	\$50.00			Q1	Requirement		

Appendix C:
Responses by DDOT to ANC 5F Resolutions

Department of Transportation



May 30, 2024

Joe Bishop-Henchman
Chairperson, ANC 5F
Via 5f06@anc.dc.gov

RESOLUTION SUPPORTING TRAFFIC SAFETY IMPROVEMENTS FOR RAISED CROSSWALKS AND ALL WAY STOP CONTROL AT SCHOOLS

Dear Chairperson Bishop-Henchman,

Thank you for your letter requesting All Way Stop Control (AWSC) and raised crosswalks at multiple intersections around schools in ANC 5F.

After reviewing the resolution, we wanted to clarify that the legislation (Safe Routes to School Act) referenced was never enacted. The bill that became law is the Safe Streets for Students Act, which does not include the provision that says DDOT must install these interventions within a ¼ mile of a school.

While we share ANC's safety concerns around schools, we are not able to implement AWSC and raised crosswalks without proper engineering evaluations regarding traffic volume, drainage, and existing roadway conditions. DDOT will continue to address school safety issues through our Safe Routes to School Program and Traffic Safety Input (TSI) program.

Starting this fiscal year, DDOT's Safe Routes to School Action Plan program is required by the Safe Streets for Students Act to conduct safety analysis and recommend and install safety improvements within 350 feet of 25 schools each year. The FY2024 program is currently evaluating 27 schools citywide, 8 of which are in Ward 5. This summer we will select a new slate of schools to evaluate for FY2025. This is done using a data-driven methodology based heavily on the crash hazard index for intersections closest to the school and other contributing safety and equity factors. DDOT has been conducting safety reviews and developing school action plans for over a decade and information on the program and past action plans is available on the SRTS webpage at <https://srts.ddot.dc.gov/>.

Also initiated this fiscal year, the TSI program implemented an algorithm to prioritize more locations near schools to improve responsiveness to school safety requests. This involved identifying schools that had one or more "prioritized" TSIs within 350 ft distance from the school, and automatically added all other "non-prioritized" TSIs within 350 ft distance to our "prioritized" pool of TSIs for investigation. This has increased the number of TSIs that are investigated around schools. As a result, during the first 2 quarters of this initiative (FY24 Q1 and Q2), DDOT prioritized 60 additional TSIs near schools.

To evaluate the locations noted in your resolution, please be sure to submit a traffic safety investigation request for each location referenced. Once prioritized, our traffic safety division will evaluate your

request. Additionally, feel free to periodically check our TSI Dashboard for updates related to each intersection [Traffic Safety Input \(TSI\) Dashboard | ddot \(dc.gov\)](#).

DDOT looks forward to the continued partnership with the community. Please do not hesitate to reach out to us if you have additional questions or concerns.

Sincerely,

Dalando Baker

Dalando Baker
Community Engagement Specialist

Government of the District of Columbia
Department of Transportation



March 26, 2023

Dear Commissioner Sahni:

Thank you for your letter requesting the District Department of Transportation (DDOT) expedite the Protected Bike Lane Project at Rock Creek Church Road and Taylor Street NE.

The date referenced in our prehearing questions materials reflected our predicted construction start. DDOT plans to kick off the Protected Bike Lane Project (PBL) for Rock Creek Church Road and Taylor Street NE this spring. The project will advance to construction once we have completed the planning and design process. We want to take a full look at the east-west connection including Rock Creek Church Road, and Harewood Road in addition to Taylor St. The full project is lengthy and has some design complications, so if we can advance elements of the project to construction in FY25 we will consider it. Our team will keep the ANC informed as we have more information.

Thanks again for your feedback and advocacy. Please don't hesitate to reach out should you have any additional questions.

Sincerely,

Sharon Kershbaum

Sharon Kershbaum

Interim Director

Department of Transportation



July 2, 2024

Mark Galvan
Commissioner, ANC 5F
Via 5f06@anc.dc.gov

Resolution on Air Quality Permit 7301-SM for Fort Myers Construction Corporation - Plant #1 2001 5th Street NE

Dear Commissioner Galvan,

Thank you for your March 2024 letter regarding Air Quality Permit 7301-SM. Please see DDOT's response to each concern below:

1. **Require enforcement of truck traffic associated with FMCC Plant #1 avoid local streets on which trucks are prohibited by DDOT**

DDOT RESPONSE: DDOT will coordinate with MPD's Motor Carrier Safety Unit and the ATE unit to enforce truck restrictions in the area. DDOT will also continue coordination with FMCC to ensure their drivers are aware of and in compliance with truck restrictions in the area.

2. **ANC 5F requests DDOT have FMCC vehicles use 5th Street NE for the traveling of construction and industrial vehicles, with the necessary street changes to accommodate the width of two large, oversized vehicles traveling past, as well as parking changes;**

DDOT RESPONSE: 5th Street NE has several deficiencies that prevent it from safely accommodating two-way truck traffic: the roadway is narrow, it has many extended curb cuts, recessed curbs, and driveways creating a lack of consistent curbs. There are frequent violations of existing prohibitions against curbside parking in stretches of 5th St NE, further narrowing the passible roadway. These roadway deficiencies prevent 5th St NE from being an adequate alternative to 4th Street NE as a through truck route in the neighborhood. In addition, unlike at 4th St NE, the intersection of Rhode Island at 5th Street does not have a left turn bay, which would impact traffic operations along the Rhode Island Ave corridor if all truck traffic was routed along 5th St NE. Addressing these deficiencies would most likely require reconstructing the curb and roadways through a capital construction project.

3. **DDOT to restrict the use of 3rd Street NE and 4th Street NE to non-commercial vehicles only; and BE IT FURTHER RESOLVED that ANC 5F requests DOEE, DDOT, and MPD monitor and enforce proper measures against illegal idling with random weekly inspections, traffic, and**

travel of heavy trucks and road equipment related to FMCC vehicles affiliated with Plant #1 and their track staging space along the MBT between T / Todd Street NE and R Street NE until compliance is consistent at 95%;

DDOT RESPONSE: 3rd Street NE is currently through-truck restricted, only permitting local deliveries, and as per DDOT's response to concern #1, DDOT will coordinate with its ATE unit and MPD to enforce these existing through truck restrictions. 4th St NE, however, is the designated through truck route within this area. DDOT will coordinate and support DOEE enforcement of idling, as per the District's regulations.

- 4. DDOT and MPD monitor and enforce proper measures against noise pollution related to FMCC vehicles and operations affiliated with Plant #1 and their track staging space along the MBT between T / Todd Street NE and R Street NE until compliance is consistent at 95% per the District of Columbia Noise Control Act10**

DDOT RESPONSE: Thank you for your feedback. We will coordinate and support MPD enforcement of noise pollution, as per the District's regulations.

- 5. DDOT to add permanent bollards preventing vehicles driving onto the MBT at all entry locations and retractable bollards protecting pedestrians**

DDOT RESPONSE: DDOT is currently investigating this location for consideration of bollards.

- 6. ANC 5F requests DOEE work with DDOT Urban Forestry to mitigate flooding due to poor drainage from significant asphalt covering in and around the MBT and FMCC Plant #1 along the MBT and 5th Street NE**

DDOT RESPONSE: DDOT's Urban Forestry Division and Asset Management team is working to address these kind of concerns. Please feel free to follow up with us in the next quarter for any updates.

DDOT looks forward to the continued partnership with the community. Please do not hesitate to reach out to us if you have additional questions or concerns.

Sincerely,

Dalando Baker

Dalando Baker Community Engagement Specialist