

MINUTES
ADVISORY NEIGHBORHOOD COMMISSION 3F
NORTH CLEVELAND PARK/FOREST HILLS/TENLEYTOWN
PUBLIC MEETING

Capital Memorial 7th-Day Adventist Church
3150 Chesapeake Street, N.W.
Washington, D.C. 20008
February 10, 2003

1. CALL TO ORDER [7:30 pm]

Chair Wiss called the meeting to order and, finding Commissioners Kessler, Perry, Maudlin, and Dennis to be present, declared a quorum. The Chair announced that Commissioner Bernardi was unable to attend.

2. AGENDA [7:47 pm]

Commissioner Bardin arrived. The proposed agenda [attached] was amended to add discussion of subdivision of 2800 Chesterfield Place at or near the end on motion of Commissioner Maudlin, seconded by Commissioner Perry, 6-0-0. The agenda as so amended was approved by consensus, 6-0-0.

3. SCHEDULING SPECIAL MEETING [7:48 pm]

On motion of Commissioner Dennis, seconded by Commissioner Maudlin, the ANC voted 6-0-0 to hold a special meeting on Monday, February 17, 2003, at 7:30 pm at 2800 Chesterfield Place to consider the new application to the Commission of Fine Art. *[Secretary's Note: The special meeting was publicly noticed but had to be cancelled because of snow.]*

4. MINUTES [7:49 pm]

Minutes of the January 13, 2002, meeting were approved, on motion of Commissioner Bardin, seconded by Commissioner Kessler. 6-0-0.

5. ANNOUNCEMENTS [7:50 pm]

A. Commissioner Maudlin announced revised plans for 2800 Chesterfield Place were available for inspection in the room.

B. Commissioner Bardin reported that a Teach-In was scheduled for the next day, February 11, from 1-5 pm, at Washington Hebrew Congregation, 3935 McComb St., NW, about Waging Peace & Justice, Budget Choices, Taxes, Civil Rights, Medicaid, Head Start, & more.

C. Commissioner Wiss announced a meeting at Tenley Library on February 27 at 7 pm to review plans for the new library.

D. Commissioner Bardin reported on the DC Council oversight hearings involving DCRA (Feb. 7) and OZ (Feb. 10) at which Chair Sharon Ambrose expressed support for moving quickly to shift from DDOT to DCRA responsibility for permitting sidewalk cafes and discussions of possibly relocating BLRA and the Zoning Administrator.

E. Henry Guyot, Commissioner Wiss and Commissioner Perry reported on the charette just completed regarding Wisconsin Avenue, and attendance by Commissioners Wiss and Bernardi.

6. OPEN FORUM [8:00 pm] There were no items.

7. MPD SECOND DISTRICT REPORT [8:00 pm]

Officer Connor (of the 4th watch, from 7:30 pm to 4 am, of PSA 291) and Lt. Aiello appeared. During January, in the boundaries of ANC 3F, Lt. Aiello reported 1 assault, 5 burglaries, 10 thefts, 7 thefts from auto, and 8 stolen autos. He provided additional specifics as to day of week and circumstances of the reported crimes and exchanged information with and from members of the community. Commissioner Maudlin asked why the the Second District Commander had not responded to an e-mailed inquiry as to theft of personal articles from a car parked at rear of a Nebraska Avenue home in early January. Officer Connor took his phone number and promised a prompt response. In response to a question from Dick Potter, Lt. Aiello said that PSAs are all under review with decisions due soon, except that war/terrorism issues may again delay decisions.

8. SHERIDAN SCHOOL [8:12 pm]

The Sheridan School has asked for a continuance from the BZA. Scott Schachter, who lives across the Street from the School, asked assurances that the School would not object to a commensurate extension of time in which neighbors may apply to the BZA for party status. Attorney Jacque B. DePuy, representing the School, said his client would not object. On motion of Commissioner Kessler, seconded by Commissioner Wiss, the ANC approved the attached letter to the BZA, 6-0-0.

9. CLOSING OF PUBLIC ALLEY BEHIND 3425 GARRISON STREET [8:26 pm]

Ms. Patricia T. Rosenman explained her need to use the unpaved, dead-end alley to enable her to park her car off street. Commissioner Maudlin explained that he had contacted the neighbors with no objection and the closes neighbor expressing support. On motion of Commissioner Maudlin, seconded by Commissioner Bardin, the ANC voted no to object to Ms. Rosenman's request to the Office of the Surveyor, 7-0-0 (Commissioner Bardin voting Commissioner Bernardi's proxy in favor).

10. FOREST HILLS TREE AND SLOPE PROTECTION OVERLAY [8:35 pm]

The Chair allowed equal time, 10 minutes, for points by proponents and opponents of an overlay. Speakers generally in favor included George Clark, Marjorie Rachlin, Alex Walworth. Those generally opposed included Michael Jones, Karen Foreit, Jim Foreit. Ms. Foreit reported that she planned to file with the ZC a petition to exclude from the overlay all squares south of Soapstone Creek but did not furnish a copy to the ANC. They and David Swanson also asked questions about procedures that the ZC would likely follow.

Commissioner Bardin moved, and Commissioner Kessler seconded, the attached resolution, Res 03-04. Commissioner Maudlin moved amendment of the resolution to recommend exclusion of all squares south of Soapstone Creek from the overlay. That motion failed for lack of a second. The ANC then approved Res 03-04, 6-1-0 (Commissioner Maudlin dissenting, Commissioner Bardin voting Commissioner Bernardi's proxy in favor).

11. INTERIM REPORT FROM *AD HOC* COMMITTEE ON PROPOSED AMENDMENTS TO THE DEFINITION OF “BUILDING, HEIGHT OF” IN THE ZONING REGULATIONS, 11 DCMR 199 [9:53 pm]

Commissioner Bardin requested addition of Mark Baughman, Marjorie Rachlin, and Warren Watts (each of whom is willing to serve) to the ANC’s *Ad Hoc* Committee on Building Height and the ANC agreed by consensus, 6-0-0.

Co-chair George Clark presented a brief interim report.

Commissioner Bardin said he would prepare a single-commissioner written comment to the ZC on its Case No. 02-35, for filing before the March 14 hearing, addressing one aspect of the narrow issue set for hearing and also indicating that a further examination of other issues, as suggested by the OP and by ANC 3D might be in the public interest. He will circulate a draft of his letter to give other commissioners a chance to join.

12. 3901 ALBEMARLE STREET DRIVEWAY CURB CUT APPLICATION [9:59 pm]

On motion of Commissioner Maudlin, seconded by Commissioner Dennis, the ANC agreed by consensus, 6-0-0, not to oppose the application (which is for the same drive way included in the plans that the ANC reviewed positively last year).

13. REPORT ON PENDING APPEAL TO THE BZA BY BRENDAN HERRON AND THE ANC (2900 AND 2902 ALBEMARLE STREET, No. 16982) [10:05]

Commissioner Bardin reported on the status of the appeals. [See Brief Reports on reverse of Agenda]

14. ABC BOARD NOTICE OF PROPOSED RULEMAKING [10:05 pm]

On motion of Commissioner Bardin, seconded by Commissioner Kessler, the ANC approved, 6-0-0, the attached letter, Ltr 03-02.

15. SUBDIVISION OF THREE LOTS, INCLUDING 2800 CHESTERFIELD PLACE [10:10 pm]

On motion of Commissioner Maudlin, seconded by Commissioner Dennis, the ANC approved the attached letter to DCRA Director Clark, 6-0-0. Ltr 03-03.

16. PROPOSED AMENDMENTS TO ANC’S BY-LAWS, 2nd READING [10:18 pm]

On motion of Commissioner Bardin, seconded by Commissioner Maudlin, the ANC approved the attached By-Laws amendments on second reading, 6-0-0, making them effective.

17. TREASURER’S REPORT [10:20 pm]

Treasurer Kessler presented and explained the proposed report to the DC Auditor for the First Quarter of FY 2003. On motion of Commissioner Maudlin, seconded by Commissioner Perry, the ANC approved that Report [attached], 6-0-0.

Treasurer Kessler presented and explained the monthly report for January 2003.

18. ADJOURNMENT [10:35 pm]

On motion of Commissioner Bardin, seconded by Commissioner Perry, the ANC adjourned (6-0-0). The next meeting will be held at 2800 Chesterfield Place, on February 17, 2003, at 7:30 p.m.

