

GOVERNMENT OF THE DISTRICT OF COLUMBIA
ADVISORY NEIGHBORHOOD COMMISSION 3B
GLOVER PARK AND CATHEDRAL HEIGHTS



ANC3B Minutes
January 10, 2013 Public Meeting

The meeting was called to order at 7:02 PM. Commissioners present were Joe Fiorillo, 3B01, Jackie Blumenthal, 3B02, Charles Fulwood, 3B03, Mary Young, 3B04 and Brian Cohen, 3B05. Brian Cohen, 3B05, introduced the two new elected members of ANC3B, Joe Fiorillo, N. Glover Park and Mary Young, Cathedral Heights.

Brian Cohen, introduced the slate of officers for ANC3B as follows: Brian Cohen, Chairman, Charles Fulwood, Vice-Chairman, Mary Young, Treasurer and Joe Fiorillo, Secretary. Brian Cohen, made a motion that the slate of officers be approved as presented, Jackie Blumenthal seconded that motion, which was approved by unanimous vote.

Brian Cohen acknowledged the presence of Michael Fabrikant , Ward 3 Liaison to the Mayor's office. He can be contacted at 202-297-6566 or Michael.fabrikant@dc.gov.

Sgt. Tolliver, MPD, presented the police report and reported that for 2012 there were no homicides reported in ANC3B. He stated that theft from autos continues and owners should be vigilant in locking their cars and leaving items of interest visible in locked cars. A person in attendance mentioned the upswing of aggressive drivers to and from Stoddert School. Sgt. Tolliver stated that the MPD would keep an eye on it.

Chairman Brian Cohen introduced Shari Gilbert representing the Hardy Middle School PTA. Shari requested a grant of \$2,500 from ANC3B to support the production of "The Wizard of Oz" at the Hardy Middle School. Due to his association with Hardy Middle School, Brian Cohen, 3B05, recused himself from discussion of the merits of the grant request and from votes regarding the grant request. Ms. Gilbert outlined the budget for this production and the fielded questions in regards to the individual costs, especially the director's salary, in mounting such a production. Ms. Gilbert emphasized that such an activity is not funded by DCPS. Mary Young, 3B04, was concerned about the amount and inquired if the Hardy PTA had solicited funds from other organizations that had children in attendance at Hardy. Other attendees inquired about the ANC rationale for grants and Chairman Brian Cohen, 3B05, explained the ANC3B guidelines for grants. Charles Fullwood, 3B03, made a motion that ANC3B approve the grant of \$2500. The motion was amended by Joe Fiorillo, 3B01, to reduce the amount to \$2000, with the remaining \$500 requested to be provided by another Glover Park entity and the grant would be provided to the Hardy Middle School PTA. The amended motion was seconded and approved by unanimous vote, with Commissioner Cohen not voting.

Chairman Brian Cohen introduced Fritz Brogan and architect/designer David Johnson, representing the Mason Inn and their application for a roof top deck. Fritz Brogan presented each member of

P.O. BOX 32312 WASHINGTON, D.C. 20007 PHONE: (202) 338-2969 EMAIL: INFO@ANC3B.ORG

3B01
N. GLOVER PARK
JOE FIORILLO

3B02
E. GLOVER PARK
JACKIE BLUMENTHAL

3B03
W. GLOVER PARK
CHARLES FULWOOD

3B04
CATHEDRAL HEIGHTS
MARY C. YOUNG

3B05
S. GLOVER PARK
BRIAN A. COHEN

ANC3B a spiral bound document containing 150 letters supporting the application for and outside deck atop Mason Inn. Jackie Blumenthal, noted after perusing the document that many of the letters came from supporters who are not residents of Glover Park and supporters who lived numerous blocks away from Mason Inn. Fritz Brogan and architect/designer David Johnson presented their design and ideas for the roof top deck to all in attendance. Those in attendance raised the following issues in regard to the application to serve alcohol on a roof top deck:

1. The location of the TVs and light music on the roof top deck
2. The number of people allowed (maximum 48 by application for the deck) and the amount of radiated crowd noise that would transmit to Mason Inn's closest neighbors on 37th street.
3. Design of the deck with sufficient sound-deadening walls
4. Attendees reported that noise from the Surfside deck can be heard one-half block away
5. Given that it was stated that the deck would attract those that smoke to use the deck, there was concern about the fire safety of the deck.
6. Deck operating hours would be until 2 AM Sunday to Thursday, and until 3 AM Friday and Saturday.
7. A neighbor in attendance, closest to Mason Inn, supports the installation of the deck and said, in his opinion, if properly administered, the presence of 48 people on the deck would not disturb residents.
8. Fritz Brogan explained that although the Mason Inn does not prepare food, it provides customers with food from other local restaurants.
9. Fritz Brogan stated that the deck construction would be a considerable financial investment for Mason Inn and would meet all code and construction requirements dictated by DCRA (Department of Consumer and Regulatory Affairs) and other regulatory agencies.

After the presentation of the application for the roof top deck at Mason Inn and subsequent discussion by those in attendance, Jackie Blumenthal, 3B02, outlined the process for getting approval for outdoor alcohol service at Mason Inn. If the ANC or any other group of residents objects, ABRA will encourage mediation to see if a compromise can be reached via Settlement Agreement (formerly Voluntary Agreement). If that fails, the ABC Board will hold a hearing, weight all sides on the issue and rule on the application. She also reported that GPCA and a group of neighbors would both be filing protests against the roof deck with ABRA. Commissioner Blumenthal provided copies of a Resolution Regarding Mason Inn's Application for Outdoor Alcohol Service to all in attendance. The resolution objected to the application on several grounds including the location of Mason Inn adjacent to a residential zone (R-3), existing noise complaint documented against Mason Inn by ABRA, violations from 2008 until present at Mason Inn that prompted 23 ABRA investigations (includes 3 violations of the Voluntary Agreement, 6 cases of assault, 4 cases where a patron had to be taken to the hospital and fines totaling \$12,750). The resolution also clarified the Mason Inn had twice as many ABRA investigations over the past five years than Good Guys, and more than Bourbon, Town Hall and Surfside combined. One attendee questioned that many of the violations cited in the resolution may have occurred when Mason Inn was known by another name with other ownership. However it was clearly identified in the resolution and acknowledged by owner Fritz Brogan that the violations cited from 2008 to present all occurred under his ownership. Motion was made by Chairman Cohen to approve the resolution to protest Mason Inn's application for outdoor alcohol service. The motion was seconded by Mary Young, 3B04, and approved by a unanimous vote of ANC3B.

Victor Silveira, Chairman of ANC3C, was in attendance and introduced himself. He stated that ANC3C was interested in cooperating with ANC3B on issues that affected both communities.

During the meeting's open forum the following items were raised:

1. One attendee noted that there is considerable traffic congestion in front of the Safeway store heading North. Brian Cohen, Chairman, stated ANC3B would follow up on this issue.
2. One attendee noted traffic congestion heading South on Wisconsin, between Edmunds and Calvert. Brian Cohen, Chairman, stated ANC3B would follow up on this issue.
3. One attendee noted that additional street space was identified on Tunlaw Rd. and Fulton St. that may result in as many as 25 additional parking spaces.

The 2013 ANC 3B Meeting Schedule was presented and approved by unanimous vote. Meetings will occur on the second Thursday of each month, with the exception of the February meeting which will be held on February 21, 2013. No meeting will be held in August. All meetings will be held at 7 PM at Stoddert Elementary and Glover Park Community Center.

A resolution approving ANC3B participation in the ANC Security Fund was presented and approved by unanimous vote.

The December 2012 Financial Report and Meeting Minutes were presented and approved by unanimous vote and are included as part of these minutes.

ANC 3B –December 2012 Financial Report (Approved at January 2013 Meeting)

Checking Account

Opening Balance: \$4,837.96

Withdrawals: \$374.16 (*Check #1204, \$186.75, Internet Domain Registration, Check #1205, \$187.41, plaques for outgoing commissioners*)

Deposits: \$3,438.64 (*\$71.99 DC Greens Grant Refund, \$597.99 Friends of Glover Park Grant Refund, \$2768.66 Quarterly Allotment*)

Closing Balance: \$7,902.44

Checks to be written in January 2013: Cohen reimbursement for new ANC Business Cards; Cohen reimbursement for new ANC nameplates; \$25.00 fee to DC Treasurer to take part in ANC Security Fund.

FY2013 1st Quarter Financial Report was presented and approved by unanimous vote.

Next meeting was stated as being February 21, 2013 at 7:00PM

Motion was made to adjourn the meeting at 8:21 PM and was approved by unanimous vote.