ANC-3B Minutes
October 14th, 2004

A quorum was established and the meeting called to order at 7:00 pm. Commissioner Lane asked if there were any changes to the agenda. None forthcoming, the agenda was approved.

Commissioners present
3B02 – Charles L. Howe
3B03 – Melissa J. Lane
3B05 – Christopher J. Lively

Commissioners absent
3B01 – Vacant
3B04 – Vacant

2nd DISTRICT POLICE REPORT:

Lt. Keith Roch gave the police report. Lt. Roch has recently been reassigned to the Second District. He introduced himself and gave a brief summary of his background. Lt. Roch also introduced Officer Dave Baker who will be heading up the scooter patrol. Glover Park is now part of PSA 204 rather than 205 as a result of the Chief’s PSA re-alignment. PSA 204 runs roughly from R Street to McLean Gardens south to north and from Cleveland Park to Glover Park east to west. Lt. Roch reported that he, the new commander of the 2nd District (Cmdr. Robert Contee), and a representative from the National Park Police met with Commissioner Lively and representatives from the GPCA and CAC on Tuesday, October 12th to discuss improving communication between MPD, NPP, and the Glover Park community. The meeting was productive. One result will be that MPD will be coordinating better with NPP and will be increasing foot and scooter beats in the neighborhood. Lt. Roch said that Commissioner Lively and Robert Hyman have his contact information and will make it available to the community.

Commissioner Howe asked about two recent robberies in the 2700 block of Wisconsin Avenue. Both happened in the early morning hours on the sidewalk. Lt. Roch was not aware of them but will check into those crimes.

Robert Hyman reminded the audience that PSA crime reports are published weekly in the Current newspapers as well as the Washington Post District Weekly published on Thursdays.

NATIONAL PARK POLICE REPORT:
Sergeant Alan Griffith from the National Park Police gave an update on the two assaults that took place in the Park. (NOTE: The first incident was a sexual assault on September 5th in the Park around 42nd and Davis at around 4 pm. The second incident was off 42nd Street on the trail below the Phlymar Building on September 29th around 1 pm.) NPP is still in the midst of the investigations and at this point believe these were two unrelated assaults. Sgt. Griffith asked that if anyone has information on these or other crimes, they should contact the NPP tip line at 202.619.7105 or the NPP communication number at 202.619.7300.

Sgt. Griffith also gave an update on the homeless men living in the Park below Holy Rood Cemetery. The Park Police have made contact with the man who has a large campsite in that area. He has been told to move on and has until October 22nd to leave. If he does not leave, he will be arrested.

A member of the audience asked where to report illegal dumping in the Park. Sgt. Griffith said that if the dumping was in progress, people should call the communications number. If not, people should contact Denise Rodaker at 202.426.7716.

OLD BUSINESS:

Update on Proposed Pocket Park at 42 Street and Davis Place. Monette Melanson, one of the originators of the Pocket Park idea, reported that she and Rosalie Werback continue to have problems getting a permit from DDOT to go ahead with development. Ms. Werback and Ms. Melanson presented their proposal to DDOT on June 24th and got preliminary approval pending approval of a maintenance agreement. Commissioner Lane and Michelle Cole from Councilmember Patterson’s office have been contacting Denise Wiktor and Dan Tangherlini (DDOT Director) to try and resolve the problem.

Update on Rodent Problems Resulting from Problems with Restaurant Trash Containment on Wisconsin Avenue. Commissioner Howe reported significant progress has been made in cleaning up the restaurant trash areas behind Wisconsin Avenue. All the trash receptacles have either been removed or secured. Commissioner Howe did report, however, that a new trash problem/rat harborage has been located in the lot at 2405 37th Street (across from the restaurant trash areas). A DPW inspector is scheduled to examine the area within two weeks.

Upper Wisconsin Avenue Corridor Study. Commissioner Lane reported that the UWAC Study has temporarily been put on hold until the completion of the Wisconsin Avenue Corridor Transportation Study being conducted by DDOT (See “Presentation by John Bullock” below).

Heritage India Lounge Operations. Milton Grossman, pro-bono lawyer for ANC 3B, discussed the issue of the Heritage India Lounge and whether or not it is run in violation of the restaurant’s CR liquor license. Murray Kivitz, a lawyer representing Heritage India, asserted that the kitchen of the restaurant is open until 1 AM. Since food is served, the restaurant is in compliance with their license. Commissioner Lively who has visited the lounge recently and countered that it was running as a “de facto” night club and that no food service appeared to be available. Commissioner Lively asked if Heritage India would be willing to enter into a voluntary agreement with ANC 3B so that this issue as well as others could be addressed. Mr. Kivitz responded that he was not prepared to address the issue until he spoke to his client. The manager of HI did offer to meet with Commissioner
Lively at 12:15 AM in Friday night/Saturday morning when the lounge is in operation in order to address the problems.

Other problems with HI operations were also discussed. Robert Hyman and Commissioner Howe spoke of the problem with the “spillover effect” from the Lounge. Because of limited space, patrons are also using the outdoor balcony that fronts Wisconsin Avenue. This practice has resulted in problems with noise, disorderly conduct, and trash. Mr. Kivitz said that HI would monitor the area more closely as well as clean up the trash problem.

Finally, the issue was raised regarding the trash area for the restaurant. Mr. Kivitz explained that trash removal takes place four times a week and extermination is done once per month. He said that any continuing problems are the fault of the property management company and that HI now locks their trash area.

Update on Tenley Town Fire Station. Commissioner Howe reported that work on the fire station resumed in August under a contract with Garret Construction. Engine Company #20 is due to be completed in mid-summer 2005.

NEW BUSINESS

Report from Friends of the Earth on Pending Legislation in front of D.C. Council. No representative was in attendance.

Presentation by John Bullock from the D.C. Department of Transportation. John Bullock, Ward 3 Traffic Specialist, discussed the Wisconsin Avenue Corridor Transportation Study. It will address traffic issues on Wisconsin Avenue and surrounding areas between roughly S Street, NW and Friendship Heights. It is being done as an addition to the Friendship Heights Transportation Study completed more than a year ago. This study will be used as input to the development plans for the Upper Wisconsin Avenue Corridor.

The transportation study requested by ANC 3B for the area surrounding Stoddert Elementary School is also included as are several problematic traffic areas in Glover Park.

Liquor License Renewal Requests for the Grog and Tankard and JP’s. Representatives for the Grog and Tankard and JP’s discussed the history of their establishments including their community service efforts. Neither has had any violations or police complaints in the last few years. ANC 3B has a Voluntary Agreement with JP’s but not with the Grog and Tankard. Commissioner Lively asked if the G&T would be willing to enter into such an agreement and they agreed. Commissioner Howe asked if the G&T would clean up the front of their restaurant and they also agreed.

Ted Hiller of JP’s asked that the requirement in their Voluntary Agreement by former Commissioner Orr that a private security guard be posted be dropped. He said that the arrangement started out successful but then degraded as the private security guards failed to show up or adequately do their jobs. He said that he has hired extra security guards of his own to fill the gap. The Commissioners agreed that the current arrangement was better and that former Commissioner Orr’s requirement would be rescinded.

Mr. Hiller also asked if ticketing because of street sweeping work could be pushed back. Although street sweeping does not occur until the early morning hours, ticketing begins at 10 pm. ANC 3B agreed to discuss the issue with John Bullock of DDOT.
ADMINISTRATIVE:

Approval of the September 2004 Meeting Minutes. Commissioner Lane presented the September 2004 minutes for approval. Commissioner Lively presented a motion to approve the minutes, Commissioner Howe seconded, and the minutes were approved 3-0 (attached).

Approval of the Fourth Quarter Report for FY 2004. Commissioner Howe presented the report for the fourth quarter of FY 2004. A motion was made and seconded to approve the report. The motion passed unanimously.

ANNOUNCEMENTS:

Commissioner Lane announced that ANC 3B and GPCA were co-sponsoring a forum for the seven Ward 3-4 School Board Candidates. It will be held at 7 pm on Tuesday, October 26th at St. Luke’s Methodist church.

Commissioner Lively made three announcements:

- There have been two break-ins around the area of W Street and Observatory Place in the last several days. In both incidents, a young male entered houses through unlocked back doors. In the first incident, a man entered a screened-in porch and fell asleep on a dog bed. In the second incident, a man entered into the kitchen of the residence, made himself something to eat, and then fell asleep on the floor. Commissioner Lively urged people to keep their doors locked in order to avoid these break-ins.
- The D.C. Department of Public Works will be in Glover Park for several days to do tree trimming work.
- WASA is doing water tap and water line work on 38th and 39th streets as part of their effort to replace lead-lined pipes.

OPEN FORUM:

Commissioner Lane asked if anyone in the audience had any issues they wanted to bring up.

Pat Bitondo, the Commissioner of the Cal Ripken Youth Baseball League, asked for community support in urging Major League Baseball to donate equipment, etc., to youth baseball leagues in D.C. The MLB runs a similar and successful program in Cleveland. Ms. Bitondo passed out a draft letter to Kathy Patterson, Ward 3 Councilmember, and Mayor Anthony Williams urging them to support this program.

A resident of W Street reported that there was a dead tree at 3755 W Street that she had been trying to get removed for sometime. The tree is dropping branches, etc., and is a public safety hazard. She has called the Mayor’s call center and gotten a tracking number but the problem still has not been solved. Commissioner Lively said he would follow-up with DDOT to try to expedite the tree’s removal.
ADJOURNMENT:

Commissioner Lane asked for a motion to adjourn. A motion was so presented, seconded, and passed. The meeting was adjourned at 8:40 pm.
ANC-3B Minutes
September 9th, 2004

A quorum was established and the meeting called to order at 7:05 pm. Commissioner Lane asked if there were any changes to the agenda. None forthcoming, the agenda was approved.

Commissioners present
3B02 – Charles L. Howe
3B03 – Melissa J. Lane
3B05 – Christopher J. Lively

Commissioners absent
3B01 – Vacant
3B04 – Vacant

2nd DISTRICT POLICE REPORT:

Captain Jacobs of MPD gave the police report. He said that crime in PSA 204 (formerly PSA 205) is down 20 percent. Asked if there was any information on the case of tire slashings on Tunlaw Road and Calvert street, he said there were no suspects and the case was still being investigated. Asked about the case of the sexual assault in Glover Archbold Park on September 5th, Captain Jacobs deferred to the National Park Police representative since the park is in their jurisdiction.

Commissioner Howe asked Cpt. Jacobs about the problem with rude desk personnel at the 2nd District and when it would be “cleaned up.” Cpt. Jacobs acknowledged the continuing problem and said that the desk sergeant program had been re-established to try to deal with it.

NATIONAL PARK POLICE REPORT:

Sergeant Alan Griffith from the National Park Police reported on the assault case. He described the crime saying the victim was a female who had been jogging. She was dragged off the path by the assailant beaten, threatened, raped, and knocked unconscious. The woman regaining consciousness and left the Park at the 42nd and Davis Place exit, went home and called police. At this point, there are no suspects in the case and the investigation still in the early stages. Sergeant Griffith stressed that this was an unusual crime for the area and that robberies in the Park were more common. The Park Police will keep the community informed as the investigation continues. If anyone has any information on the case, Sgt. Griffith asked that they call the NPS communication number at 202.619.7105.
Commissioner Howe asked about that the Park Police to investigate the homeless man living in the Park south of Holy Rood Cemetery. The sergeant said he would do so and that the Park are patrolled and homeless people roused from areas near neighborhoods.

OLD BUSINESS:

Report on the ABRA Hearing to Extend the Glover Park Liquor License Moratorium. Milton Grossman gave the results of the ABRA hearing. On July 7th, representatives from ANC 3B, ANC 3C, GPCA, MPD, and neighborhood residents testified in front of ABRA in support of a 5-year continuation in the liquor license moratorium. On July 14th, ABRA issued a 3-year continuation.

Illegal Dumping Related to Moving In and Out of Group Homes. Commissioner Lively gave an update on the dumping problem emanating from group houses. He has talked to Inspector Ray from DPW about increasing inspections and ratcheting up an “education” program aimed at letting residents know proper City procedures for disposing of bulk items.

A member of the audience asked about an incident where bulk trash was dumped behind someone else’s house and then that resident was fined. Commissioner Lively urged residents to contact their ANC representative in that type of case. Another member of the audience added that they should also call the mayor’s call center at 202.727.1000.

Bike-a-thon in Glover Park in September. Commissioner Lively gave an update on the Bike-a-thon that was scheduled to go through Glover Park on September 18th. The route has now been changed to go east of Glover Park rather than through it.

Update on the St. Luke’s Condominium Project. Commissioner Lane announced the awardees for the $25 thousand donation from St. Luke’s Development Corporation. They include a) Jennifer Crescenzo for a video history of the Glover Park Adult Softball League, b) the Stoddert PTA for books and computer equipment for the library as well as playground improvements, and c) Friends of Guy Mason for a new backstop and water fountain for the baseball field, partial donation for a new kiln, and landscaping improvements around the Center.

Rodent Problems Resulting from Problems with Restaurant Trash Containment on Wisconsin Avenue. Commissioner Howe reported on progress being made to solve this problem. Austin Grill and Kavanaugh’s are both installing trash compactors and will not be used the area for trash that up until now was shared between these two restaurants and Heritage India. Trash pick-ups for these restaurants will be scheduled for 3 to 4 times per week and their trash areas will be locked. Heritage India has not been in communication about their trash area but Commissioner Howe stated that a property manager indicated their lease may not be renewed.

Upper Wisconsin Avenue Corridor Study. A community-wide meeting will be held on Tuesday, September 28th, at 7 pm at Georgetown Day School. The purpose will be to present to the community the newest version of the plan. ANC 3B will send out an e-mail blast reminder with a link to the latest plan.
Heritage India Lounge Operations. Commissioners Lively and Howe reported that Heritage India was opening on Friday and Saturday nights at 11 pm and staying open until 2 or 3. No food is served, only alcohol. There is a cover charge and live music. Commissioner Lively and Jarrett Ferrier, President of the GPCA, visited the restaurant and confirmed this information. This type of operation may be in violation of their liquor license agreement and has been turned over the ABRA for investigation.

NEW BUSINESS

Report from Friends of the Earth on Pending Legislation in front of D.C. Council. A representative was not able to attend and the presentation was deferred until the October ANC 3B meeting.

Presentation from the Coalition to Save Stoddert Park. Amy Bowman, Tamela Gordon, Courtney Cunningham, Tim Silva, and Rich Gersten gave an overview of their activities saying that their main interest was to save the greenspace around the Stoddert Recreation Center. One of their suggestions is to have the new recreation center placed on the west side of the school over the existing basketball court. An audience member pointed out that that was school property. Commissioner Lane stated that the new school superintendent had partnered with the mayor to co-locate recreation facilities with schools and co-location was being explored for the new Stoddert facility.

The Coalition also stated that they had concerns about traffic flow and parking as well as maintaining full usage of the field.

Proposal by the Washington Metropolitan Transit Authority to Change the N8 Bus Route to Serve Glover Park. Arturo Lawson and David Erion gave a brief overview of the issue: AU stopped shuttle bus service to Glover Park in May 2004 leaving many students without any viable public transportation alternatives. As such, the students petitioned WMATA to change the N8 bus route to cover Glover Park. Since the N8 route is an underutilized route, WMATA felt that they could increase the efficiency of the route by also including Glover Park. They felt they could accommodate this change without spending a great deal of money. The downside is that periodicity would increase a little: to 20 minutes on weekdays and 30 minutes on weekends.

The Commissioners supported the proposal with some changes: 1) other effected ANCs also be contacted and their support solicited, 2) the route be changed from going up Fulton to Wisconsin and around Calvert be changed to looping around 42nd to Edmunds, back to Tunlaw and down New Mexico (e.g., the old AU bus loop), and c) that it for a six month trial period initially. The Commissioners were in agreement that the bus route change would benefit public safety. Commissioner Lane introduced a resolution supporting the N8 bus route change with the above caveats. Commissioner Lively seconded the resolution. It passed unanimously (attached).

DDOT Permit to add Driveways at 3810-3812 Fulton Street. Home owners at 3810 and 3812 Fulton petitioned DDOT to add driveways to this location. DDOT asked for ANC 3B support and it was granted.
ADMINISTRATIVE:

Approval of the July 2004 Meeting Minutes. Commissioner Lane presented the July 2004 minutes for approval. Commissioner Lively presented a motion to approve the minutes, Commissioner Howe seconded, and the minutes were approved 3-0 (attached).

OPEN FORUM:

None.

ADJOURNMENT:

Commissioner Lane asked for a motion to adjourn. A motion was so presented, seconded, and passed. The meeting was adjourned at 9:16 pm.
RESOLUTION SUPPORTING THE REROUTING OF METROBUS N8 IN GLOVER PARK

WHEREAS many residents of Glover Park are students, faculty, or employees at American University or its’ Law School and;

WHEREAS American University officials terminated Shuttle Bus service in May 2004 and;

WHEREAS the lack of any bus service raises serious public safety concerns because people walking to and from the campuses must navigate one to two miles on poorly lit streets, some along wooded areas;

WHEREAS the Washington Metropolitan Area Transit Authority has proposed rerouting the N8 bus to serve the Glover Park neighborhood and;

NOW THEREFORE BE IT RESOLVED that ANC 3B approves rerouting the N8 both on a six month trial basis under the following conditions:

• Approval is also sought from those Ward 3 ANCs that would be impacted by this route change;
• Rather than re-routing onto Wisconsin Avenue and Calvert Street, the route be more truncated by following that of the former AU shuttle bus route: east on New Mexico Avenue, south on 42nd Street, east on Edmunds Street, north on 39th Street, and west on Tunlaw Road back to New Mexico Avenue; and
• In order to preserve public parking spaces, the bus stop on 39th Street at Tunlaw Road be moved to Tunlaw Road where there is no public parking.

________________________/s/________________________
Melissa J. Lane
Chair
September 9, 2004

________________________/s/________________________
As Witnessed by Commission Secretary
Charles L. Howe
September 9, 2004

Commission Action:
[X] Approved   [   ] Disapproved
Vote (of 3) Commissioners: __3__ in favor with __0__ opposed.

ANC 3B Commissioners present: Charles L. Howe (02); Melissa J. Lane (03); Christopher J. Lively (05)