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March 27, 2001

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D.C. OFFICE OF ZONING
2001 MAR 27 PM 12:06

By Hand Delivery

Ms. Jerrily Kress
D.C. Office of Zoning
441 4th Street, NW, Room 210
Washington, DC 20001

Re: BZA Application 16531
Father Flanagan's Boys Town of Washington
Safety Plan for Sargent Road Facility

Dear Ms. Kress:

This letter is in response to your letter dated March 5, 2001, requesting additional information as to Boys Town's compliance with the conditions of Board of Zoning Adjustment ("BZA") Order No. 16531. A copy of the letter is attached as Exhibit A.

In the first instance, with the exception of Condition No. 9 in which the BZA Order implies a filing with the BZA, all other conditions are properly enforced by the Office of the Zoning Administrator. There is no requirement for a filing with the BZA with regard to Condition Nos. 8 or 14. Nonetheless, the following addresses the items in your letter.

Condition No. 8

As required by Condition No. 8, the Applicant, prior to finalizing its Safety Plan, consulted with ANC 5A, the Community Advisory Liaison Committee ("CALC") and the Commander of the 5th District of the Metropolitan Police Department. The Applicant also, to the maximum extent feasible, incorporated the recommendations of those entities. As you mentioned in your letter, you are satisfied that the Commander of the 5th District of the Metropolitan Police Department was consulted before finalizing the Safety Plan.

The Community Advisory Liaison Committee was also consulted and its suggestions have been incorporated into the Safety Plan. This is documented by the CALC meeting minutes (See Exhibit B). The CALC has been meeting approximately once per month, which is in excess of the required quarterly meetings (See Exhibit C). The Safety Plan was discussed at meetings from September through the finalization of the Safety Plan in February.

BZA
Case No. 16531
Exhibit No. 95

Board of Zoning Adjustment
District of Columbia
CASE NO.16531
EXHIBIT NO.95

With regard to the consultation with ANC 5A, the Applicant distributed the draft Safety Plan on four separate occasions:

(1) The draft Safety Plan was first distributed on August 18, 2000, as part of the *CALC Report to the Community*. This report was distributed to each house within a 200-foot radius of the Sargent Road site and to each ANC 5A Commissioner. It was also posted at the DC Public Library, Lamont Riggs Branch, and the Ward 5 egroup on the Internet at Ward5@egroups.com.

(2) Boys Town distributed the draft Safety Plan to ANC 5A Commissioner Timothy Thomas and CALC members at the September 14, 2000, CALC Meeting. Fifteen of the twenty individuals attending this meeting live within a 200-foot radius of the Sargent Road site.

(3) On January 12, 2001, Boys Town hand-delivered 12 copies of the Safety Plan to ANC 5A Chairperson Broadnax for distribution to ANC 5A Commissioners. Boys Town also hand-delivered a copy to Commander Green of the Fifth District Police on this date; and

(4) Boys Town reviewed the Safety Plan with the CALC at its January 11, 2001, meeting and presented it to ANC 5A on February 1, 2001.

As you can see from the above, Boys Town has endeavored to provide the draft Safety Plan to ANC 5A (and to all interested parties) and to solicit and implement any feasible suggestions, some of which have been incorporated into the final plan.

Condition No. 14.

As early as March 23, 2000, Ms. Connie Washington, Site Director for the Boys Town Sargent Road facility, brought before the CALC a proposal relating to community representation on the CALC and a proposal for procedural rules (Exhibits B, D & E). Since then, the matter has been discussed regularly. Ms. Washington hoped to hold a vote on this matter at the latest CALC meeting, but only one community resident attended such meeting. Ms. Washington intends to continue to address these matters until all procedures are in place.

Conclusion

We believe that Boys Town has completed and fully satisfied all of the BZA Order including Conditions #8 and #14. Boys Town will continue to fulfill these and all other conditions.

Sincerely,

Phil T. Feola

Martin P. Sullivan

Enclosures
cc: ANC 5A
Father Val Peter
Ms. Constance Washington

1092403



Government of the District of Columbia
OFFICE OF ZONING

March 5, 2001

Mr. Phil Feola
Shaw Pittman
2300 N Street, NW
Washington, DC 20037

Re: Board of Zoning Adjustment Application No. 16531 – Father Flanagan's Boystown of Washington Safety Plan for Sargent Road Facility

Dear Mr. Feola:

This letter is written to acknowledge receipt of the above referenced plan on February 28, 2001. The cover letter states that this satisfies Condition No. 9 of Board of Zoning Adjustment (BZA) Order No. 16531.

The review of the Office of Zoning (OZ) staff has not been able to determine whether Condition No. 9 of BZA Order No. 16531 has been completely satisfied because Condition No. 8 (which requires the Applicant to consult with Advisory Neighborhood Commission (ANC) 5A, the Community Advisory Liaison Committee and the Commander of the 5th District of the Metropolitan Police Department prior to finalizing the draft Safety Plan) is not documented satisfactorily with all organizations. By memorandum dated February 15, 2001, the Commanding Officer of the Fifth District summarizes a meeting with the Applicant on February 13, 2001 that commemorates the meeting as well as the points discussed regarding the Safety Plan. However, our records do not contain similar information from the ANC 5A and the Community Advisory Liaison Committee. Please supply the OZ with such information.

In addition, would the Applicant please formally advise the OZ whether they have complied with Condition No. 14.

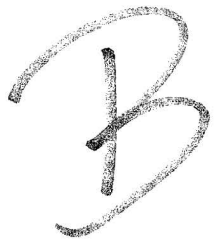
14. No later than the first regularly scheduled meeting of the Advisory Community Liaison Committee after the issuance of the Decision and Order in this case, the applicant shall bring before the Committee for discussion and action a proposal relating to community representation on the Committee and a proposal for rules of procedure.

Thank you for your assistance in this matter.

Sincerely,
OFFICE OF ZONING

Jerrily R. Kress, FAIA
Director

cc: Ms. Norma Broadnax – ANC 5A



Regarding Condition #8 and #14

The Original Father Flanagan's Boys' Home

Girls and Boys Town

WASHINGTON D.C.

Community Advisory Liaison Committee

CALC Meeting Minutes

January 11, 2001
6:30 p.m.

Attendees:
Laura Glasgow*, Annette Glasgow*, Gwen Davis*, Raymond Dickey, Rev. Turner, ANC 5A Commissioner Joseph Bowser, Marty Sullivan, Vince TUR-ROJAS , Sharon Robinson (consultants) Connie Washington (Site Director) Kara Covington, Valerie Holcomb

Prepared by: Janice M. Dyson-Ceasar, Administrative Assistant
Date: January 15, 2001

Constance Washington welcomed everyone to Girls and Boys Town of Washington's Community Advisory Liaison Committee Meeting (CALC). Minutes from the last meeting were distributed and read. A member moved that the minutes be accepted. It was seconded and the motion carried with a majority vote. Mr. Vince TUR-ROJAS of A. Morton Thomas was introduced and entertained the committee's questions regarding the Water Mitigation Plan. A. Morton Thomas is the engineering consulting firm retained by Girls and Boys Town to develop a water mitigation plan.

Committee members asked several questions including:

1.) Why did the wall not extend to the end of the hill?
Mr. TUR-ROJAS indicated that the wall only extended along Girls & Boys Town property and that he believed the remaining property belongs to the District of Columbia. Ms. Glasgow stated that the remaining property belongs to her and that there were markers showing her property line. Members suggested that this topic is one that District officials who handle property surveys should be asked.

2.) Is the V-ditch completed?
Mr. TUR-ROJAS indicated that the V-ditch is completed. Mr. Dickey mentioned that he has been in the alley and believes that the V-ditch is doing what it is suppose to do. However, members of the committee indicated that the operation of the water mitigation efforts could only be determined by a heavy rain storm. Members agreed that they would wait for heavy spring rains to make a determination.

The next agenda item was the Safety Plan. The Safety Plan was reviewed and the CALC made the following suggestions :

1.) Delete reference to security cameras.
2.) Indicate the staff to youth ratio on page two in the paragraph that begins, "monitoring occurs as follows".
3.) Change the sentence at the top of page three to read "staff will make an immediate contact to the Metropolitan Police Department..."

Ms. Washington asked if there was a motion regarding the Safety Plan. Committee members properly moved and seconded that the Safety Plan be accepted with the three specified amendments. The motion carried unanimously.

Ms. Washington indicated that the committee is here to serve the needs of the community and of Girls and Boys Town and to facilitate a good working relationship. She mentioned that she did not mind facilitating meetings, but that she felt that someone from the community should chair the committee and to conduct the meetings. A committee member noted that Ms. Washington has asked that a community member act as chair in several previous CALC meetings. There was a motion placed on the floor to select someone from the community to serve as chair. Ms, Washington indicated that Girls & Boys Town would be willing to continue recording and distributing minutes. After several names of committee members were discussed as prospective chairs, the committee decided that they would wait for the next meeting to vote.

The committee discussed setting a date for the next meeting. Ms. Laura Glasgow suggested that we need to make sure the CALC meeting did not conflict with the meeting that North Michigan Park was having at the church regarding Boys Town. Ms. Washington and other committee members indicated that they did not know of such a meeting and that they had not receive an invitation. Ms. Glasgow said that someone had distributed a flier announcing a meeting for Monday, January 15th. A member of the CALC indicated that was on Martin Luther King Jr. Holiday and that Girls & Boys Town would never call a meeting for that day. Someone suggested that others must have called the meeting.

The next meeting date was tentatively set for February 15th if it did not conflict with other community meetings. The meeting adjourned.

* Neighbors that live in a 200 ft. radius

Addendum: The date for the next CALC was changed to March 1 due to members' scheduling conflicts.



The Original Father Flanagan's Boys' Home

Girls and Boys Town

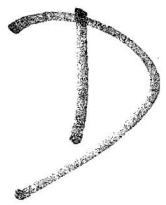
WASHINGTON D.C.

Girls & Boys Town held the following Community Advisory Liaison Committee Meetings

January 5, 2000	Community Meeting
February 17, 2000	CALC Meeting
March 23, 2000	CALC Meeting
April 19, 2000	CALC Meeting
April 26, 2000	CALC Met w.DPW, WASA & Dept. of Health
May 3, 2000	CALC Conducts Site Walk Through w/DPW
June 15, 2000	CALC Meeting *
July 13, 2000	CALC Meeting *
July 21, 2000	CALC Met w/Ken Laden of DPW
August 10, 2000	CALC Meeting
August 31, 2000	CALC Meeting *
September 14, 2000	CALC Meeting *
October 5, 2000	CALC Meeting
November 4, 2000	CALC Meeting in the alley
January 11, 2001	CALC Meeting w/AMT

* Meetings that Timothy Thomas, ANC Commissioner attended.

Girls and Boys Town of Washington D.C.
The Original Father Flanagan's Boys' Home
4801 Sargent Road, N.E. • Washington, DC 20017 • Office: (202) 832-7343 • Fax: (202) 832-9807
www.girlsandboystown.org



BOYS TOWN USA

Caring for America's Girls and Boys

Ex. E

Community Advisory Liaison Com

Memo to the File
CALC Meeting Minutes
March 23, 2000
6:30-8:15 PM

Attendees: Carmen Scott, Raymond Dickey, James Ardrey, Rev. Turner, Constance Washington
Prepared by: Constance Washington
Date: March 25, 2000

Connie Washington welcomed everyone to the Community Advisory Liaison Committee (CALC) meeting and invited attendees to go around the room to introduce themselves. She indicated that the purpose of the meeting was to provide neighbors the opportunity to share concerns with Boys Town and to work with Boys Town toward a resolution.. She indicated that meeting notices had been mailed to each of the leaders to community organizations in ANC 5A-04 and expressed an eagerness for more people to participate.

Ms. Washington asked how the Committee would like to organize itself. She asked if people preferred a different organization and meeting. She offered that she did not need to be the facilitator and suggested that the committee might consider electing officers. There was a discussion and the committee indicated that they wanted the existing informal meeting format to continue and they wanted Ms. Washington to continue sending out notices and facilitating the dialogue.

Ms. Washington indicated that the CALC was the community's committee. She mentioned that the individuals on the Committee had the responsibility of inviting people to serve and to solicit input from others in the community. She said that she was open to others being on the Committee. Attendees had a discussion about who should be on the Committee and what they could do to get people to attend meetings. They asked Ms. Washington to provide an update on the invitations that had been extended.

Ms. Washington indicated that in addition to mailing meeting notices to all of the major community organization leaders in 5A that she also called each member to remind them of the meeting. She briefed the Committee and indicated that she had received no response from the North Michigan Park Recreation Center, that Ms. Linder of the 13th Place Home Owners Association had responded but did not attend, and that Ms. Lewis of the North Michigan Park Civic Association had responded but that she was out of town.

Ms. Scott indicated that she felt someone from the Sargent Road area should be on the Committee and indicated that she would identify an individual.

The Committee discussed the water mitigation issue and asked for an update. Ms. Washington indicated that she would call Ms. Burns, the new head of the Department of Public Works (DPW) to discern if she was committed to following through on the Boys Town project. Mr. Dickey said that he would contact Ken Laden of DPW to schedule a meeting with the Committee. Mr. Dickey said he would notify Ms. Washington and she said that she would notify Committee members by phone of the time and date of the meeting with Mr. Laden.

Ms. Washington indicated that the Committee needed to move forward on the BZA issues, i.e., water mitigation, noise abatement and security. A discussion was held on these matters.

The Committee decided to meet at least once a month to allow time to deal with the BZA issues. The Committee decided that the next meeting date would be determined by the date of Mr. Laden's availability. The meeting was adjourned.

The Original Father Flanagan's Boys' Home

Girls and Boys Town
WASHINGTON D.C.

Community Advisory Liaison Committee

CALC Meeting Minutes
October 5, 2000
6:30-8:30 PM

Attendees: Linda V. Smith, Sharon R. Robinson, Rev. David Turner, Gwendolyn A. Davis, Ethan P. Norman, Sabooh O. Hikim, Paul Tummonds, Connie Washington, Raymond Dickey, Keisha Warner, Carmen Scott

Prepared by: Janice M. Dyson-Ceasar
Date: October 10, 2000

Constance Washington welcomed everyone to the Community Advisory Liaison Committee Meeting (CALC) and suggested that the meeting get started to respect the time of those who arrived on time. People introduced themselves (note attendees listed).

Ms. Washington thanked members of the community who were supportive of the effort to move the zoning issues forward/ She applauded the tremendous amount of work, which went into this stating, "I want this to be a point of record that we are going to do what we said we are doing to do and be good neighbors. As the Site Director and as the representative of Girls & Boys Town, I am going to make sure that it will get resolved to your satisfaction. I am hoping that after the retaining wall gets in, we have the worst storm that we have had in a while so that everyone can assess the effectiveness of what we've done".

CALC members were informed about the favorable outcome of the Board of Zoning Adjustment (BZA) hearing on Tuesday, October 3rd. They were told that Girls & Boys Town was granted permission from the BZA to move forward in the construction of the four homes. Ms. Washington gave an overview of the projects stating, "We are proposing a drainage system in the back to mitigate the water run off. We have almost completed the encasing of the air conditioner and heating unit in a noise barrier. Next, the air handler out back is also going to have a sound guard so that the sound goes up. We are very happy that we were able to receive BZA approval. Again, you have my personal commitment that we are going to be good neighbors and we are going to do what we said we are going to do."

One of the neighbors who was present asked Ms. Washington to explain the history of the BZA process. Ms. Washington did so. One of the neighbors stated that the work is going on well and that he has been looking at the work and feels that it is going to solve some of the problems if not all of it.

A neighbor asked what the wall would look like and Ms. Washington stated that the fence will be reconstructed and along the existing fence there will be shrubbery put back up to offer some privacy. Ms. Washington also addressed a question regarding the water runoff, stating that the construction is going to address the surface water. She also indicated that the CALC was going to monitor this closely.

A question was raised as to how the selection was made as to who would testify to the BZA and is this testimony from February or more recent. Ms. Washington said that she had no idea and that everybody was free to testify. She said, "What we did on October 3rd, was to hear the findings of the Board. We had a specific time to work on the water run off, air handler, CALC formation, generator, and the safety plan. Mr. Tummonds explained that initially the vote was to take place earlier in April and at that time some additional concerns were raised. The BZA wanted to take some time to look at these issues: the water run off, the noise, security plan and forming of the Community Advisory Liaison Committee. We were able to show them with our filling on September 20th that we had the requisite permits and that we were working with the Department of Public Works and the Department of Health. We were able to .show the extensive work that Girls & Boys Town and its consultants did during the summer."

Ms. Washington stated that some members of the community and in the CALC committee were very involved in the process. She indicated that they had four or five meetings with DPW and had a number of walk though and evaluations. She said that the plans had to go through a lot of processing for approvals.

Some of the neighbors discussed the issue of water damage to their property and Ms. Washington indicated that one of the things that could be done is to continue to monitor what is happening and to advocate on each other's behalf. She indicated that she is hoping that the work is going to address any problems.

Ms. Washington said that she always facilitates the CALC meetings and that she would like to pass that responsibility on to anyone else who would like to have it. The members indicated that they would like to address that at another time when there are more members present.

The CALC committee indicated that they would like to get their reports placed in the Northern Michigan Park Newsletter. All information would have to be in by the 15th of the month to Mr. Arthur Brice. Carmen Scott agreed to work with writing reports/articles for the newsletter.

The CALC agreed to meet regularly until the construction is completed and then to take another look at a meeting schedule. The next meeting will take place in the alley behind Carmen Scott's house to look at the progress on the construction.

Next Meeting: November 4th at 9:00am (Saturday)