Advisory Neighborhood Commission 1C

PO Box 21652, NW, Washington, DC 20009
202-332-2630 • http://www.anc1c.org

November 5, 2002

Commissioners:

Chair
Andrew Miscuk (1C03)

Vice Chair
Mark Wright (1C02)

Treasurer
Josh Gibson (1C07)

Secretary
Pete Klempay (1C09)

Alan Roth (1C01)

Peter Schott (1C04)

Jobi Jovanka-Magana (1C05)

Eleanor Johnson (1C06)

Dan Brody (1C08)

Board of Zoning Adjustment
441 4th Street, NW – Room 210
Washington, DC 20001

Re: BZA Case No. 16937
Application of 1836-38-40

Dear Members of the Board:

On September 17th, 2002, at a regularly scheduled and duly noticed meeting, Advisory Neighborhood Commission 1C (ANC 1C) voted 7-2 to recommend that the Board of Zoning Adjustment (BZA) grant the following specified variances and special exceptions requested by the Applicant in the above-referenced case.

There are nine members of ANC 1C, and five members constitute a quorum. Nine were present at the meeting.

This project was discussed with the Applicant and the public at several regularly scheduled meetings of ANC 1C.

Although this letter is late, please accept this letter to the record.

I am authorized by the ANC to present this report to the BZA.

Please feel free to call me if you have any questions, 202-667-1488

Thank you for your consideration.

FOR THE COMMISSION,

Andrew James Miscuk
Chairman, ANC 1C

BZA
Case No. 16937
Exhibit No. 34

Board of Zoning Adjustment
District of Columbia
CASE NO.16937
EXHIBIT NO.34

ADVISORY NEIGHBORHOOD COMMISSION 1C
Adams Morgan

Minutes of September 17, 2002, Meeting

A scheduled agenda and forum meeting of Advisory Neighborhood Comm ission 1C was held on
September 17, 2002, at the 3rd District Police Station. A quorum being present, Chair
Miscuk called the meeting to order at 6:50 pm.

Attending were Commissioners Roth, Wright, Miscuk, Jovanka, Johnso n, Bailey Gibson, Brody
and Klempay. Approximately 30 members of the public attended.

SECRETARY'S REPORT

The Secretary, Commissioner Klempay, distributed copies of the Min utes of the July 15, 2002
Meeting and moved their approval. The Motion was seconded and ado pted by voice vote.

The Secretary distributed draft copies of the Minutes of the Augus t 7 and September 4, 2002
Meetings for review by the Commissioners prior to their being subm itted for approval at the
October 2, 2002 Meeting.

TREASURER'S REPORT

Commissioner Gibson, Treasurer, reported a bank balance as of 9/17 /02 of $45,569.69.

The Treasurer offered a resolution dealing with expenditures, whic h was seconded and
approved by roll call vote:

YEA Roth, Wright, Miscuk, Bailey, Gibson, Brody, Klemp ay

The approved resolution reads:

ADVISORY NEIGHBORHOOD COMMISSION 1C
SPENDING APPROVAL
RESOLVED, that Advisory Neighborhood Commission 1C approves the f ollowing expenditures:

$95.34 for Verizon
$97.00 for Storage USA
$561.50 for Greenstein, Delorme, and Luchs

Committee Reports - Quality of Life and Public Works - Commissioner Johnson reported that meetings of the Committee are schedules for September 23 and October 28, 2002 at the Kalorama Recreation Center.

FORUM

Pete Hiatos was recognized to discuss the 1836 Columbia Road project. Mr. Hiatos stated that they have requested a variance of the FAR requirements and that at a hearing before the Board of Zoning Adjustments is scheduled for November 5, 2002. Commissioner Miscuk moved that ANC 1C request that the FAR variance be granted by the BZA. The motion was seconded and debated. Commissioner Johnson moved to commit the question to the Quality of Life and Public Works Committee. The motion to commit was seconded and debated. Commissioner Klempay moved to call the question on the motion to commit. The motion to call the question was seconded and approved by voice vote:

YEA	Roth, Wright, Miscuk, Gibson, Brody, Klempay
NAY	Johnson, Bailey
ABSTAIN	Jovanka

Commissioner Klempay moved to call the previous question. The motion to call the previous question was seconded and approved by roll call vote:

YEA	Roth, Wright, Miscuk, Bailey, Gibson, Brody, Klempay
NAY	Jovanka, Johnson

The motion was approved by roll call vote:

YEA	Roth, Wright, Miscuk, Bailey, Gibson, Brody, Klempay
NAY	Jovanka, Johnson

Raul Sanchez of Lauriol Plaza and Jurastic Properties (owner of th e 18th and California parking lot), Andrew Kline, Esquire, and Jean Dominque Danës of Mc Donalds Corp. were recognized and discussed the vending machine located at the 18th a nd California parking lot.

John Holmes and Jim Foster were recognized and discussed the propo sed development at 1704 T Street.

Mr. Hedin of PN Hoffman was recognized and discussed the proposed development at 2301 Champlain Street.

Messrs. Jemal and Colbert were recognized and discussed the propos ed development at 1701 Kalorama Road. Commissioner Gibson moved that ANC 1C request the BZA to waive the 7 day notice rule in connection with this matter. The motion was second ed and debated. Commissioner Brody moved to amend by adding that the Chair will se nd the requesting letter. The motion to amend was seconded and approved by roll call vote:

YEA Roth, Wright, Bailey, Gibson, Brody, Klempay
NAY Jovanka, Johnson

The motion was approved by roll call vote:

YEA Roth, Wright, Jovanka, Johnson, Bailey, Gibson, Br ody, Klempay

NEW BUSINESS

Commissioner Klempay offered a resolution dealing with the Substan tial Change application of Larry's Lounge. The motion was seconded. The resolution was amen ded by consent on Commissioner Roth's motion to limit any protest to establishing se ating capacity and closing hours. The motion, as amended, was approved by roll call vote:

YEA Roth, Wright, Jovanka, Bailey, Gibson, Brody, Klem pay
ABSTAIN Johnson

The approved motion reads:

RESOLUTION ON LARRY'S LOUNGE

WHEREAS, Tan, Inc., t/a Larry's Lounge and Grille, located at 1840 T Street, NW, in Single Member District 2B01 and directly adjacent to Single Member District 1C09, has applied to the Alcoholic Beverage Control Board for a Substantial Change in its Class CT license to allow a sidewalk café with a capacity of twenty persons; and

WHEREAS, residents of both Single Member Districts have expressed concerns of the adverse effects of the proposed sidewalk café on the peace, order and quiet of the neighborhood; and

WHEREAS, the portions of both Single Member Districts in the vicinity of the establishment have been redistricted into Single Member District 2B08 effective January 2003;

NOW THEREFORE, BE IT RESOLVED that ANC 1C authorizes the Commissioner of SMD 1C09 to file a protest to substantial change of the license on behalf of Advisory Neighborhood Commission 1C on the grounds of the adverse effect to peace, order and quiet, and to prosecute the protest; for the sole purpose of establishing the capacity and closing times of said sidewalk café, with the expectation that ANC 1C will withdraw the protest upon satisfactory resolution of the issues..

Commissioner Johnson moved to adjourn. The motion to adjourn was seconded and approved by voice vote.

The meeting adjourned at 10:05 pm.