



**ADVISORY NEIGHBORHOOD COMMISSION 3C**  
GOVERNMENT OF THE DISTRICT OF COLUMBIA

CATHEDRAL HEIGHTS • CLEVELAND PARK  
MASSACHUSETTS AVENUE HEIGHTS  
McLEAN GARDENS • WOODLEY PARK

*Single Member District Commissioners*

01-Lee Brian Reba \* 02-Gwendolyn Bole \* 03-Jessica Wasserman  
04-Beau Finley \* 05-Emma Hersh \* 06-Angela Bradbery  
07- Maureen Boucher Kinlan \* 08-Malia Brink \* 09-Nancy MacWood

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**Minutes**  
**Advisory Neighborhood Commission 3C**  
**July 16, 2018 Public Meeting**  
**Maret School, 3000 Cathedral Avenue, NW**  
**7:30PM**

**Establishment of Quorum:**

The Chair, Commissioner MacWood, called the meeting to order at 7:33 pm and announced that there was a quorum. Commissioner Wasserman was absent.

**Verification of Notice:**

The Administrator confirmed that notice of the meeting had been sent to eight local community listservs and apartment listserv moderators, was published in the Northwest Current Newspaper, and was on the ANC3C website and Twitter.

**Motion for Chair to Draft a Letter**

Commissioner MacWood moved to have the Chair write a letter to DC Water regarding the shutdown. Motion was approved by voice vote.

**Approval of Agenda:**

Commissioner MacWood moved approval of the amended agenda. Motion was approved by voice vote.

**Announcements:**

Inez Saki-Tay is the new Community Outreach Coordinator at DCRA and her email is [Inez.saki-tay@dc.gov](mailto:Inez.saki-tay@dc.gov).

**Community Forum:**

None

**Consent Calendar:**

None

**Commission Business:**

**1. *Presentation by Michelle Garcia, Director, DC Office of Victim Services and Justice Grants, Exec. Office of the Mayor, on the Security Camera Incentive Program***

**2. *Presentation on the draft DDOT Traffic Control Plan (TCP) for construction at 2607 Connecticut Ave NW***

Commissioner Reba presented. Miller Hopkins from Zusin Development presented TCP. Residents Sally Rountree, Roger White, and Scott Hunt gave testimony.

Commissioner Reba made a motion to draft a letter to DDOT capturing the conversation and identifying that the applicant presented his TCP at a regular scheduled meeting of the ANC. Motion was approved by voice vote.

**3. *Presentation by Linda Greenan, Pepco, and Bill Lopez on work at Van Ness and Wisconsin intersection scheduled to begin in September***

**4. *Presentation by CM Mary Cheh's office (Nicole Rentz - CM Cheh's Leg Dir); Edward Yim, DC Dept. of Environment; and Barbara Briggs, Put a Price On It DC on carbon tax or other approaches to reduce greenhouse gas emissions and Consideration of a Resolution Supporting the Carbon Fee Initiative***

Commissioner Finley read and moved the resolution. Commissioner Bole made a friendly amendment. Commissioner Finley did not accept. Commissioner Brink made a friendly amendment. Commissioner Finley did not accept. Motion was approved by voice vote. See Attachment A.

**5. *Presentation by DCPS representative on John Eaton Elementary School modernization***  
Oni Hinton, DCPS SIT representative, gave the presentation. She can be reached at oni.hinton@dc.gov. Rupert Braithwaite said that they would have the new feasibility study by the end of July.

Commissioner MacWood left after the presentation and Commissioner Finley assumed role of Chair.

**6. *Consideration of a Historic Preservation Review Board application (HPA #18-384) to remove current neon sign and replace with replica LED-powered sign, then remove Loews signage under theater canopy, and to add AMC logo signage to the theatre canopy for 3426 Connecticut Avenue NW***

Commissioner Hersh read and moved a resolution on the application. Motion was approved by voice vote. See Attachment B.

**7. *Consideration of a Historic Preservation Review Board application (HPA #18-521) for installation of a solar roof and dormer panels for 3414 Porter Street NW***

Commissioner Hersh read and moved a resolution on the application. Motion was approved by voice vote. See Attachment C.

**8. *Consideration of WMATA changes to the L1 and L2 bus lines***

Commissioner Bole read and moved the resolution. Representatives from WMATA announced

that the bus stops that were being considered for removal will remain. Commissioner Bole withdrew her resolution. Commissioner Hersh made a new motion that Commissioner Bole write a letter to WMATA. Motion was approved by voice vote.

**9. Consideration of an amendment to ANC3C's settlement agreement with Silver (3404 Wisconsin Ave NW) to permit weekly outdoor entertainment permanently**

Commissioner Bradbery read and moved a resolution on the settlement agreement changes. Motion was approved by voice vote. See Attachment D.

**10. Consideration of Council legislation to phase out use of gas-powered leaf blowers**

Commissioner Brink read and moved a resolution on the legislation. Motion was approved by voice vote. See Attachment E.

**11. Election of new ANC 3C Treasurer**

Commissioner Brink will resign the commission and her position as treasurer.

Commissioner Bole nominated Commissioner Bradbery as treasurer. Motion was approved by voice vote.

**Other Business:**

Commissioner Hersh gave an update on the progress of the new ANC3C website. The website should be ready by the September meeting.

Commissioner Bole moved adoption of the June 18, 2018 and the July 2, 2018 minutes. Motion was approved by voice vote.

Treasurer's Report: Commission received cashier check and will be closing savings account soon.

Administrative Issues: Consideration of August 2018 meeting date. Commissioner Finley made a motion to eliminate the August meeting. Motion was approved by voice vote.

SMD reports: Agreement not to report due to late hour.

**Adjournment:**

Commissioner Hersh moved to adjourn the meeting. Motion was approved by voice vote. Meeting adjourned at 10:38 p.m.

Attested by



Gwendolyn Bole, Secretary, on September 17, 2018

*These minutes were approved by a voice vote on September 17, 2018 at a scheduled and noticed public meeting of ANC 3C at which a quorum (a minimum of 5 of 9 commissioners) was present.*

**Attachment A:**

## **ANC3C Resolution 2018-024 Regarding the Carbon Fee Initiative**

Whereas, international scientific consensus overwhelmingly shows that anthropogenic climate change is real and that mitigation of greenhouse gas emissions can substantially reduce the risks associated with anthropogenic climate change;

Whereas, Mayor Muriel Bowser, in support of the Paris Climate Accord, has committed to make the District carbon-neutral and climate resilient by 2050;<sup>1</sup>

Whereas, in support of mitigating greenhouse gas emissions, Councilmember Mary Cheh proposed a carbon fee structure that begins to address the District's contributions to anthropogenic climate change;

Whereas a carbon fee aims to attach a price to carbon dioxide pollution to recover the full social cost of carbon pollution, the leading cause<sup>2</sup> of anthropogenic climate change;

Whereas, a carbon fee that applies to distributors of oil and natural gas in the District, as well as carbon-generating electricity and emissions linked to transportation (exempting public transit), will reduce pollution and encourage more environmentally friendly alternatives;<sup>3</sup>

Therefore, be it resolved that:

ANC 3C supports a carbon fee to ensure the District meets its 2032 climate and energy goals;

ANC 3C supports a carbon fee paid by oil and natural gas distribution companies for oil and natural gas distributed in the District;

ANC 3C supports a carbon fee paid by suppliers of carbon-intensive electricity to end users in the District;

ANC 3C also supports an excise tax on automobiles tied to emissions standards, rather than just vehicle weight and market value, with an exemption for used cars 7 or more years old;

ANC 3C supports a carbon fee that taxes carbon at a rate of \$20 per ton beginning in fiscal year 2019 and increases \$10 per year per CO<sub>2</sub> ton, but is capped at \$150 per year per ton of CO<sub>2</sub>;

ANC 3C supports a greenhouse gas emissions fee on motor fuel sales or distribution should Maryland or Virginia impose a statewide greenhouse gas emissions fee and such District fee should be of up to an equal amount;

ANC 3C supports directing 20% of revenue from the carbon fee to greenhouse gas reduction programs, with a focus on energy efficiency and supporting greener buildings, as well as the installation or retrofit of HVAC and other large building systems with a priority on older buildings that serve as low-income or below market rate housing;

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<sup>1</sup> <https://mayor.dc.gov/release/mayor-bowser-commits-make-washington-dc-carbon-neutral-and-climate-resilient-2050>

<sup>2</sup> <https://climate.nasa.gov/causes/>

<sup>3</sup> David Pearce. "The Role of Carbon Taxes in Adjusting to Global Warming." *The Economic Journal* 101, no. 407 (1991): 938-48.

ANC 3C supports directing 75% of revenue to all residents, with an enhanced rebate for residents at or below 200% of the federal poverty guidelines;

ANC 3C supports directing the remaining 5% of revenue to operating-cost relief for small businesses.

Therefore, be it further resolved that the Chair and the Commissioners for 3C04 and 3C05 are authorized to represent the Commission on this matter.

**Attested by**



Nancy J. MacWood  
Chair, on July 16, 2018

*This resolution was approved by a voice vote on July 16, 2018 at a scheduled and noticed public meeting of ANC 3C at which a quorum (a minimum of 5 of 9 commissioners) was present.*

**Attachment B:**

### **ANC3C Resolution 2018-025**

#### **Regarding a Historic Preservation Review Board Application (HPA 18-384) for Permit to Replace Signage and Add Additional Signage at 3426 Connecticut Ave NW**

WHEREAS, AMC Theaters, the long-term tenants of 3426 Connecticut Ave NW, a contributing structure in the Cleveland Park Historic District, have applied to HPRB for a permit to replace existing signage and add additional signage; and

WHEREAS, the proposal includes the replacement of the current UPTOWN neon signage with a replica UPTOWN sign that mimics the existing sign in size, shape, illumination, pedestal-mounting, and open-faced channel letter design - but is LED-powered with faux neon LED tubing instead of neon lighting; and

WHEREAS, the applicant has retained MC Sign Company and Econo Sign Inc. to inspect the current sign and propose options for refurbishment of the signage and branding of the theater; and

WHEREAS, the signage companies retained have reported that the current UPTOWN sign is beyond repair and includes rusting of the metal casings (letters), the brackets that attach letters to the raceway and the building, and the raceway itself, as well as compromised structural integrity; and

WHEREAS, the applicant has stated that the neon lighting within the existing sign has created environmental issues including leaked neon and mercury; and

WHEREAS, the current neon lighting requires high-powered transformers that are increasingly difficult to find and service due to a shift to LED lighting; and

WHEREAS, LED as compared with neon lighting demands less energy consumption, lasts longer, and is more durable, safe, and easily serviced; and

WHEREAS, in response to feedback, applicants have incorporated a dimmer to the proposed LED lighting to maximize alignment of the warmth and color of the replica sign with that of the existing sign; and

WHEREAS, the applicant has noted that the current sign is a replacement of the original sign though neither the Cleveland Park Historical Society (CPHS) nor the Historic Preservation Office (HPO) can identify evidence to confirm that the current sign is either original or has previously been replaced; and

WHEREAS, the applicant has requested the addition of three two-foot tall LED-powered signs that read AMC - one each located on the three sides of the canopy (street-facing and sidewalk-facing);

THEREFORE BE IT RESOLVED that ANC 3C has no objection to the replacement of the UPTOWN sign as presented;

BE IT FURTHER RESOLVED that ANC 3C requests that the applicants work with the HPO staff to ensure that the replica sign matches the current sign in all features, with particular focus on the aligning the lighting of the new sign with that of the existing sign; and

BE IT FURTHER RESOLVED that ANC 3C requests that the applicant work with the CPHS and/or Cleveland Park Business Association for preservation of the current UPTOWN signage; and

BE IT FURTHER RESOLVED that ANC 3C objects to the request for three AMC signs located atop the marquee; and

FINALLY, BE IT RESOLVED that the Chair, Commissioner for ANC3C05, or their designees are authorized to represent the Commission regarding this resolution.

**Attested by**



Nancy J. MacWood  
Chair, on July 16, 2018

*This resolution was approved by a voice vote on July 16, 2018 at a scheduled and noticed public meeting of ANC 3C at which a quorum (a minimum of 5 of 9 commissioners) was present.*

**Attachment C:**

**ANC3C Resolution 2018-026**

**Regarding a Historic Preservation Review Board Application (HPA 18-512) for Permit to Install Rooftop Solar Panels for 3414 Porter Street NW**

WHEREAS, the owners of 3414 Porter Street NW, a contributing structure built in 1925 in the Cleveland Park Historic District, have applied to HPRB for a permit for the installation of rooftop solar panels; and

WHEREAS, the proposal includes the installation of four panels - on the west and south sides of the house - that would be have visibility from public space, two atop the northwest-facing dormer and two adjacent to said dormer on the northwest corner of the roof; and

WHEREAS, the applicants have selected solar panels which have a black rim and are black matte and were selected to maximally blend with the existing roof; and

WHEREAS, the panels would be a total of four inches in height - two inches between roof and panel and two inches of panel itself; and

WHEREAS, the panels will be both smaller and less visible than those approved at 3501 Ordway Street NW and 3215 Newark Street NW - both contributing houses to the Cleveland Park Historic District; and

WHEREAS, while adding the solar panels, the applicant will remove the satellite dishes that sit atop the roof and are visible from public space; and

WHEREAS, the adjoining lot and cross street lots, 8 in total, have reviewed the proposed plans and stated support for the project.

THEREFORE BE IT RESOLVED that ANC 3C is in support of the proposal for installation of solar panels as requested;

FINALLY, BE IT RESOLVED that the Chair, Commissioner for ANC3C05, or their designees are authorized to represent the Commission regarding this resolution.

**Attested by**



Nancy J. MacWood  
Chair, on July 16, 2018

*This resolution was approved by a voice vote on July 16, 2018 at a scheduled and noticed public meeting of ANC 3C at which a quorum (a minimum of 5 of 9 commissioners) was present.*

**Attachment D:**

**ANC3C Resolution 2018-027**

**To Approve Revised Settlement Agreement With Silver Cathedral Commons LLC  
(ABRA-105729) for 3404 Wisconsin Avenue NW**

WHEREAS, Silver Cathedral Commons LLC (Silver) in 2017 was granted a new retailer's class "C" restaurant license under the D.C. Alcoholic Beverage Control Act for its restaurant at 3404 Wisconsin Avenue NW, pursuant to a settlement agreement with ANC3C approved on Aug. 9, 2017, by the Alcoholic Beverage Regulation Administration (ABRA);

WHEREAS, Silver is located in a mixed-use development with approximately 144 residences, with additional residences in the immediate vicinity, including both single-family and multiple-unit dwellings;

WHEREAS, the settlement agreement set up a pilot project for limited outdoor entertainment on the sidewalk café until Jan. 14, 2018, so that ANC3C could determine whether the music would result in a disturbance of the peace, order and quiet of the neighborhood. Specifically, Silver received from ABRA an entertainment endorsement for outdoor entertainment on the sidewalk café that expired on Jan. 14, 2018, with outdoor entertainment not to be permitted after that date unless ANC3C amended the agreement to extend the sidewalk café entertainment privileges;

WHEREAS, the settlement agreement limits the number of days per month and the times during which outdoor music is permitted, and outlines the type of musical equipment and amplification permitted;

WHEREAS, Silver continued having outdoor entertainment on its sidewalk café after Jan. 14, 2018, despite the expiration of its ABRA entertainment endorsement and in violation of the settlement agreement. However, the entertainment conformed to the limitations outlined in the agreement;

THEREFORE, BE IT RESOLVED that the ANC3C agrees to enter into the attached amended settlement agreement with Silver Cathedral Commons, which recommends Silver receive an outdoor entertainment endorsement with the same limitations as contained in the original settlement agreement;

FURTHER, BE IT RESOLVED that the Chair and Commissioner for ANC3C06 or their designees are authorized to represent the Commission in this matter.

**Attested by**



Nancy J. MacWood  
Chair, on July 16, 2018

*This resolution was approved by a voice vote on July 16, 2018 at a scheduled and noticed public meeting of ANC 3C at which a quorum (a minimum of 5 of 9 commissioners) was present.*

**Attachment E:**

**ANC3C Resolution 2018-028**



## Regarding Support of the Leaf Blower Regulation Amendment Act of 2017

Whereas, the operation of gas-powered leaf blowers generates noise levels that far exceed health and safety standards and have been shown to contribute to serious environmental and public health problems; and

Whereas, studies document that the population most seriously threatened by the operation of gas-powered leaf blowers is the operators themselves, as well as those in near proximity to such operation, especially children, the elderly, and those with respiratory conditions; and

Whereas, the noise from leaf blowers can potentially damage a person's hearing; and

Whereas, the wind force from the leaf blowers disturbs topsoil and other materials lying below the leaf layer dispersing spores, fungi, pollen, and chemical residue from insecticides, rodenticides, herbicides and fungicides as well as other potential allergens and particles of animal feces into the air; and

Whereas, cleaner and quieter cordless battery-powered leaf blowers are increasingly available and are being used already by some landscaping companies and homeowners with effective results and at a competitive price; and

Whereas, a bill (B22-0234) has been introduced in the D.C. Council by Council Member Mary Cheh, co-sponsored by Council Members Anita Bonds, David Grasso, Kenyan McDuffie, and Charles Allen, to phase out the lawful operation of gas-powered leaf blowers in the District of Columbia after an adequate period for current owners and retailers of such equipment to amortize their inventories and transition to healthier and more environmentally-sustainable alternatives; and

Whereas, the legislation would require any D.C. retailer who continues to sell gas-powered mowers after January 1, 2020 to provide conspicuous notice to D.C. residents that it is not lawful to operate the equipment in the District:

Therefore, Be It Resolved that ANC 3C supports B22-0234 and urges the DC Council to enact it.

Be It Resolved that the Chair or her designee is authorized to represent the commission on this matter.

**Attested by**



Nancy J. MacWood  
Chair, on July 16, 2018

*This resolution was approved by a voice vote on July 16, 2018 at a scheduled and noticed public meeting of ANC 3C at which a quorum (a minimum of 5 of 9 commissioners) was present.*

