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ADVISO

# ADVISORY NEIGHBORHOOD COMMISSION - Meeting Date: February 23, 1981

# Registration of Visitors:

Ellen Albright 3000 Conn. Ave.,N.W.#326 D. C. 20008

Peter Espenschied 3414 Newark St., N.W. D. C. 20016

Blynken Hennig 3725 Macomb St., N.W.#310 D. C. 20016

Keith W. Lowe 3725 Macomb St.#402 D. C. 20016

Mrs. S. M. Rosen (Laura F.) 4101 <sup>C</sup>athedra1 Ave.#124 D. C. 20016

Clark Row 3105 Garfield St.,N.W. D. C. 20008

Lou Stovall 3145 Neward St., N.W. D. C. 20008

Patricia S. Weiss 3725 Macomb St., N.W.#514 D. C. 20016

Kathleen Wood 2938 Macomb St., N.W. D. C. 20008

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Source: Registration cards

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i	NEIGHBORHOOD
$\sim$	COMMISSION 3-C

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Cathedral Heights Cleveland Park McLean Gardens Woodley Park

<u>.</u>		LUMINISSIUN 2-C	ean Gardens Voodley Park
$\subseteq$	ľ	AGENDA February 23, 1981	
		eeting place: Cleveland Park Congregational Chu 34th and Lowell Sts. NW; 34th St. entrance <u>only</u>	
ι.	1.	l to order Roll call Registration of visitors	
3.	Veri	fication of notice	
	Janu	ary minutes	
).	Chai 1.	irman's Report Announcement of Lindsley Williams' nomination to Zoning Commission	Kopff
С.		e-Chairmsn's Report Confirmation of ANC-3C's contract with Anne Bla Harrison Institute for 1981 Final report of sexually-oriented business esta	
	3.	Update on Alcoholic Beverage Control laws	
•	Trea 1. 2.	asurer's Report ANC-3C 1981 fiscal planning \$180.00 Joy of Motion, Inc. funding request	Grinnell
•	Seci 1.	retary's Report Announcment of March meeting place	Haugen
Ι.	Star	nding Committees: Reports and Issues	
	1.	Budget and Fiscal Affairs	Strand
	2.	Communications a. Plans for ANC-3C newsletter b. Status of Annual Report	Major
	3.	Consumer Affairs	Hersman
	4.	<ul> <li>Crime Prevention</li> <li>a. Report on crime prevention program, phase I "Operation Alert"</li> <li>b. ANC-3E complaint about Headquarters, Inc. (relating to sales of drug paraphenalia)</li> </ul>	Goldblatt [I,
		c. Update on Cathedral Neighborhood Watch	Kopff
	5.	Education	Strand
	6.	Historic Preservation and Landmarks a. \$750.00 funding proposal for designation of Twin Oaks a <b>s</b> historical landmark	Szoradi
	7.	Housing	Mendelson
	_	continued	

01-Christopher Klose 02-Ruth Haugen 03-Vacant 04-Joe Jeff Goldblatt 05-Phil Mendelson ANC-3C Office 2737 Devonshire Place, N.W. Washington, D.C. 20008 232-2232 06-Kaj Strand 07-Gary Kopff 08-Vacant 09-Patricia Wamsley 10-David Grinnell

Human Resources and Aging a. Older Citizens' Call-a-Ride Program н. 8. Haugen 9. Recreation Row Update on Beach Drive bicycle path proposals a. 10. Transportation Major a. Signatures on letter to John Brophy (former Public Parking Administrator) 11. Zoning a. Update on Tregaron estate Kopff b. Committee chair replacement

# I. OTHER BUSINESS

1. Update on replacement for SMD-01 Commissioner slot

ADVISORY NEIGHBORHOOD COMMISSION 3-C



# MINUTES February 23, 1981

- A. The meeting was called to order at 8:10 PM at the Cleveland Park Congregational Church, Chairman Gary Kopff presiding. Commissioners Wamsley and Strand were absent. Registration cards were distributed (Attachment #2).
- B. Verification of notice was established.
- C. The January, 1981 minutes were approved with the following
  - P. 3, under Zoning, item c, paragraph 1:

Change completion and completed to <u>printing</u> and <u>printed</u> so as to avoid the misleading implication that the substantial work involved in the Plan had not been done.

#### D. Chairman's Report

- The Commission voted unanimously to adopt the letter supporting Lindsley Williams' confirmation as Zoning Comissioner (Attachment # 3). The Coordinator was directed to make the letter available to the absent Commissioners for their signatures.
- 2. Chairman Kopff announced the following appointments to committee chairs: Transportation: Co-Chairmen David Grinnell and Linda Major Zoning: Co-Chairmen Charles Szoradi and Patricia Wamsley Communications: Linda Major

A motion for Commission approval of these appointments passed unanimously.

- 3. The contract for the Coordinator's services (attachment #4) was approved unanimously. Phil Mendelson will work with Linda Major on the newsletter, especially as relates to the printing and distribution.
- E. Vice-Chairman's Report
  - . It was announced that Chairman Gary Kopff had signed the 1981 ANC-3C contract for services of the Anne Blaine Harrison Institute at the approved \$1000.00 level.(Amaument\*\*\*\*)
  - Joe Goldblatt reported that the Second District Police's investigation of the Desert Inn, which produced arrests on charges of narcotics and interstate trafficking of prostitution, resulted in the Desert Inn's going out of business.
  - 3. No report on Alcoholic Beverage Control Laws research.
  - 4. <u>Posting Notice</u>: Lucy Weisz of the Anne Blaine Harrision Institute reported on their recommendation about the necessity of posting notice for each ANC-3C meeting. Apparently the statute is not explicit in itself, but the Office of

01-Christopher Klose 02-Ruth Haugen 03-Vacant 04-Joe Jeff Goldblatt 05-Phil Mendelson ANC-3C Office 2737 Devonshire Place, N.W.. Washington, D.C. 20008 232-2232 06-Kaj Strand 07-Gary Kopff 08-Vacant 09-Patricia Wamsley 10-David Grinnell

of Community Services in the Mayor's office has published an interpretation of the statute which specifies that notice must be posted in at least two public locations in each SMD. Since the statute itself is not explicit and the interpretation is not legally binding, there is a possible loophole there that the ABH legal staff could challenge. However, Ms. Weisz further explained, if ABH Institute writes a letter to the cost Mayor's office requesting a final binding decision on this matter, that decision might cause more problems than it solves, i.e. attorneys in future cases where ANC resolutions are introduced as "great weight" evidence might be able to, if they could determine that the legal stipulation that notices be posted as described for the meeting where the resolution was passed had not been met, discard the resolution and its impact to the case. Phil Mendelson suggested that the matter be referred to the ByLaws Committee and Joe Goldblatt so moved. Grinnell seconded and motion passed 6-0-0. (Attact MEAT # 11) \*Charles Szoradi asked that the record show the willingness on

- \*Charles Szoradi asked that the record show the willingness on his part to open bids for the present posting and removing of the twenty notices required. Lower offers from the community will be considered; the present rate is \$25/month, paid to Stephen or Charles Szoradi, Jr.
- 5. Gary Kopff requested approval for designation of a ceiling of five hours of ABH contract time for research and recommendations and letterwriting necessary in a matter involving a long-standing concern of his SMD-07 constituent Heidi Lindholm. Kopff himself had written a letter for her regarding a series of trees being ruined by autos parking in the alley behind the Cleveland Park Post Office. Kopff sees a potential four violations involved here which ABH might find could be used to exert pressure on the J.K. Realty Co. in this matter. Kopff's request was approved.
- F. Treasurer's Report
  - 1. No report at this time on 1981 planning budget.
  - Robert Teri, representing Joy of Motion, Inc. presented the 2. Commission with a copy of the organization's tax-exempt certificate(Attachmenti# 5). David Grinnell showed the Commission a Joy of Motion, Inc. ad in the Washington Tribune to solicit business, his inference about such a solicitation being an intention for increased revenue and profit. Teri explained that all income goes directly to a Joy of Motion, Inc. account instead of to the owners. Such funds are used for salaries, upgrading facilities, supporting (or partial supporting) of free programs, administrative expenses, advertising etc. He explained that the funding sought from ANC-3C is for maintaining and expanding the (free) senior citizens' Ase dance exercise program. Human Services and Aging Committee Chairperson Ruth Haugen pointed out her committee's feeling that such a grant would not constitute appropriate use of ANC funds, which her committee considers more appropriately spent to enhance communication and citizen participation. Additionally, since recreation programs are already widely available in our community at nominal fees, she feels that it should not be public policy to pay for more programs which may set an unreasonable precedent in the community which ANC-3C could not keep up with.

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Goldblatt moved for approval of the funding request. Kopff seconded. Motion failed 3-3 for lack of a majority.

Treasurer Grinnell explained to Commissioners that all ANC-3C funds have now been transferred to an Interstate Federal interestbearing account with check-writing capability. He explained the set-up of information on the monthly Interstate statement, which will this month and henceforth serve as the Treasurer's Report. (Attachment # 1). ANC-3C's balance at start of March is \$8006.13.

# G. <u>Secretary's Report</u>

- 1. Ruth Haugen reported that the Sexond District Police Headquarters had been confirmed for the March 23rd meeting.
- 2. Ms. Haugen reported on information that had come to her regarding upcoming Ward III meetings of the Mayor's D.C. Citizens Committee to make recommendations for the fiscal '82 budget. Information contained in articles distributed with January minutes to Commissioners on conditions of water, sewage, fire department and rescue squad in the District will be useful to Commissioners in making input into theselate March or early April meetings.
- 3. Ms. Haugen reported that the Washington Home had contacted her for ANC-3C input into their proposed program and planning/ zoning changes. This matter was referred to the Planning and Zoning Committee.
- 4. Ms. Haugen concluded her report with information to the Commission that she is following up on the annual report and office inventory requests from the Office of Community Services.

# AUDIENCE ISSUES

Keith Lowe (363-2374) of the Macomb Gardens Apartments (SMD-05) brought to the Commission's attention a problem that residents of his building are having in the alley next to 3725 Macomb St. NW in , the early mornings. First, the Giant Food Store's dumpster has been beeing emptied between between 2:00 and 4:00 AM and second, the Giant's delivery trucks have been unloading after 11:00 PM, the noise and vibrations from both of which activities is offensive to the nearby apartment residents. Mr. Lowe wrote to both Giant and Gelman to alert them of the situation and Environmental Services Inspector promised to contact Giant about their violations. Mr. Lowe is notifying Councilmember Polly Shackleton (Ward III) and ANC-3C of his actions to combat this noise pollution problem. Chairman Kopff asked Mr. Lowe to contact his SMD-05 Commissioner Phil Mendelson personally about the problem, so that the matter could be discussed in detail and a resolution brought before the Commission at the March meeting. Charles Szoradi of the Preservation and Landmarks Committee will also get involved from the preservation of community standpoint. Mr. Lowe was advised to circulate a petition to other tenants of his building to help indicate to city officials the breadth of citizen concern in this matter.

- H. STANDING COMMITTEES: \_ REPORTS AND ISSUES
  - 1. Budget and Fiscal Affairs: No report
    - 2. <u>Communications</u>
      - a. Coordinator will assume responsibility for researching, writing, editing and submitting newsletter for printing and distribution.

- b. The Commission Secretary is following up on procedure for ANC-3C's Annual Report.
- 3. Consumer Affairs: No report.
- 4. <u>Crime Prevention</u>
  - a. Joe Goldblatt reported that his neighborhood 6-block "Operation Alert", the second phase of his crime prevention program, had appointed seven block captains.
  - b. Report on Headquarters, Inc. was deferred to the March meeting.
  - c. Phil Mendelson wants ANC-3C to request D.C. Police to present a community crime status report to the Crime Prevention Committee. Additionally, he wants the ANC to request accountability from D.C. detectives in crime investigations and coordination of facts and personnel both within a given case and from one case to another in the same vicinity and time frame. Peter Espenschied of SMD-07 brought the following to the attention of the Commission:
    - A. When calling 911 one must choose his words <u>very</u> carefully and explicitly, since there seems to be a tendency for the 911 dispatchers to interpret a given message in the way that necessitates the least possible action from them and the Police. Ambiguity is bad and unadvisable. Unfortunately, the circumstances under which it is recommended to call 911 is inconsistent and debatable even within the Police Department.
    - B. A downtown office controls all D.C. detectives without coordination with the local headquarters. This seems to be a problem of misadministration with very serious ramifications to the community, since a given detective assigned to a case has no idea of the character, history or pattern of crime, there.
- d. Cathedral Neighborhood Watch

Judy Kopff gave a report on the progress and procedure of this program. She outlined in a detailed presentation the neighborhood's six targets of concern in this crime watch: The pattern of crimes, Block Captain System, Citizens' Patrol after sundown, legislation on buying and selling of gold and silver, concerns relating to the courts re: trial delays, probability of release etc. and the D.C. Police budget.

She reported that there have been no major or minor incidents of crime in the heighborhood covered (36th to Conn., Woodley to Ordway) since the start of the Program January first.

Goldblatt asked for step-by-step documentation of the organization and progress of this successful program so that the groundwork might be shared with other neighborhoods. Ruth Haugen suggested that the Cathedral Watch coordinate with Roberta Chesnut of the Cleveland Park Citizens' Association Crime Committee. She also showed a copy of the Mayor's "Unified Program to Reduce Crime."

5. Education: No report.

# 6. Preservation and Landmarks

Charles Szoradi reported that this committee had had a February 10th meeting on the designation of Twin Oaks issue. Kathy Wood (SMD-07 resident), designee of the committee to

research the Twin Oaks issue, explained that the designation of Twin Oaks as a landmark will give the community more legal say in any disposition of the property, especially as regards any commercial development which could potentially have such devastating effects on the community. The designation, if approved, however, will not necessarily save the building or property intact. Joe Goldblatt moved that the Commission recognize the timeliness of this isgue and vote to grant the funding as recommended by the committee at the 1550 level (Attachment # 6 ) David Grinnell raised the issue of matching funds which ANC-3C traditionally requires of its grantees. Kathy Wood informed Commission that Citizens for City Living has pledged \$500 to the project. Kopff pointed out to Commissioners and committee that indication to ANC-3C of citizen/community support is necessary even if the dollars are not available. The Commission voted 5-1 in favor of the funding. Grinnell was opposed.

7. Housing

Phil Mendelson moved that ANC-3C approve a \$25 donation to the non-profit Citywide Housing Foundation for providing information and assistance to D.C. tenants on rent control, conversion laws, Survival Guides etc. Haugen seconded. Request was approved unanimously.

It was reported that a union organizer has been using complaints about the patients' housing facilities as leverage to organize the nursing home employees and force the administration of the WisconsintAvenue Mursing Home: Copiesue int the documentawill god to Haugern and Mendelson.

- 8. <u>Human Services and Aging</u> Ruth Haugen reported on the senior citizens' Call-a-Ride Program. (ATTACHMENT # 13)
- 9. <u>Recreation</u>

Clark Row reported that he and Lindsley Williams had attended a Feb. 18th meeting on plans for a Rock Creek Park bike path. At that meeting it was clear that there is major pressure on the Park Service to expand the bicycling facilities in the Park. The bicycle use proponents want use of the <u>whole</u> park, including the roadway, seven days/week from the zoo north. Row mentionned one alternative raised at the meeting--that rush hour commuting in the Park be restricted to bicycles once the Van Ness Metro station opens. Kopff moved to adopt a position letter Row had drafted, that letter to further include encouragement of additional exploration into commuter bike route possibilities. Letter was adopted 5-1-0. Row was asked to submit future Recreation Committee materials requiring resolution in advance of the monthly meetings.(Att #7-)

10. Transportation

A letter commending former Parking Administrator John Brophy on a job well done was distributed for Commissioner signatures. (Attachment # § )

#### 11. Zoning

- a. Friends of Tregaron will meet with the developer on February 27th. The developer should be invited to address the ANC-3C March meeting so that it can formulate recommendations.
- b. Commission unanimously ratified SMD-10 Commissioner David Grinnell's Feb. 16th letter re: BZA #13434 as the position of the Commission (Attachment #9)).

The meeting adjourned at 11:15 PM. The next meeting will be held on March 23, 1981 at 8:00 PM at the Second District Police Headguarters.

List of Attachments:

- #1 Treasurer's Report (Interstate Federal statement)
- #2 Registration list
- #3 ANC-3C letter re: Lindsley Williams' confirmation to Zoning Commission
- #4 Coordinator's contract
- #5 Joy of Motion, Inc. tax-exempt certificate #6 Twin Oaks landmark designation funding proposal
- #7 Clark Row's letter re: Rock Creek Parkway bike path
- #8 Letter of commendation to Parking Administrator John Brophy
- #9 Grinnell's 2-16 letter re: BZA #13434

Respectfully submitted for the Commission:

Recorder Linda D

Approved

Ruth Haugen, Secretary

214 81 ADDED BY R.H. - #10 CONTRACT FOR LEGAL SERVICES # 11 ABH MEMO: ANC REQUIREMENTS TO POST NOTICE OF MEETINGS 2 23 81

#12 "UPTOWN CITIZEN" NOTICE

OLDER CITIZENS CALL A. RIDE #13

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SAVINGS AND LOAN ASSOCIATION 15TH STREET AND NEW YORK AVENUE, N.W. WASHINGTON, D.C. 20005

Mini for

FOR A CA\$HACTION, SPECIALIST PHONE: 783-3770

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STATEMENT PERIOD 1/01/81

THRU 1/31/81

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ADVISORY NEIGHBORHOOD COMMISSION 3-C Cathedral Heights <sup>–</sup> Cleveland Park McLean Gardens Woodley Park

February 23, 1981

The Honorable Arrington Dixon Chairman Committee of the Whole Council of the District of Columbia The District Building 14th and E Streets NW Washington, DC 20004

Dear Mr. Dixon:

We, the members of Advisory Neighborhood Commission 3C, wholeheartedly and enthusiastically support Mayor Barry's nomination of Lindsley Williams to the D.C. Zoning Commission.

Lindsley's leadership and community sensitivity have benefited not only this Commission, where he has served ably as chairman of both ANC-3C and its Planning, Zoning and Transportation Committee, but this community and the District, where his tireless and selfless volunteer energies have been productive in countless ways during the last ten years. We envision Lindsley as bringing an extensive knowledge of both process and theory to his proposed role. In our experience, he is uniquely capable of blending a commitment to neighborhood liveability with an objective fairness. Without doubt, this community's immediate loss of his service will be the District's gain.

It is with conviction that we endorse Lindsley Williams' confirmation by the Council as D.C. Zoning Commissioner.

SOLNTION OF THE COMMISSION: BY Joe Jeff Goldblatt Vice-Chairman rman Ruth Haugen, Secretary. David Grinnell, Treasurer ip Mendelson Phil Strand Kai Charles Szoradi Patricia Wamsley Major Barry CCI D.C. Council Members & Secretary Ward III ANC Chairpersons 06-Kaj Strand 01-ANC-3C Office 07-Gary Kopff 02-Ruth Haugen 2737 Devonshire Place, N.W. 08-Vacant 03-Charles Sacradi Washington, D.C. 20008 09-Patricia Wamsley 04-Joe Jeff Goldblatt . 232-2232 10-David Grinnell 05-Phil Mendelson

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To: ANC-3C From: Linda D. Major

Re: Coordinator's contract

I agree to contract with Advisory Neighborhood Commission 3C, at a trial rate of ten dollars per hour, for a trial number of thirty hours per month, for a trial period of three months, to act as Coordinator for the Commission, with the following duties and understandings:

- Attendance at monthly meetings and composition and distribution of the minutes of those meetings, to be mailed to Commissioners no later than seven days after the meeting date. N.B. The post will be used as the medium of preference for distributing materials on all occasions other than those where deadline or bulk necessitate hand delivery.
- Composing and/or editing and/or typing and/or distributing to appropriate persons or addresses correspondance necessitated by actions or resolutions of the Commission as a whole.
- 3. Researching, composing, typing and distributing the agenda for the monthly meetings, that agenda to be available if possible to Commissioners one week in advance of a given meeting date.
- 4. Responsibility for timely notice to neighborhood periodicals and major newspapers of ANC-3C meeting dates, with content described as appropriate.
- 5. Composing and typing an ANC-3C newsletter to the community four times annually, the first time to be included in the trial period of three months. The performance and charged time for this duty presupposes the setting up, by a person other than the Coordinator, of a system, computerized by addresses or otherwise, whereby material can be presented in edited form to a source which will print, fold, address and mail to constituents.
- 6. Responsibility for incorporating into the ANC-3C office records and research files, including mailing to Commissioners, mater-
- ials associated with the responsibilities above. This maintenance task presupposes the institution of a comprehensive and orderly filing system in that office, the setting up of which system should not be considered as included in the \$300.00 monthly rate and must be negotiated separately on a time and expenses basis.
- 7. Obligation to keep, as carefully as will be possible, a tabulation of hours spent per month as they break down into the categories above.

Respectfully submitted to the Commission:

Linda Dodd Major

#### internal Revenue Service

District Director

Date: APR 1 6 1980

Joy of Motion Dance Center, Inc. 3333 Connecticut Avenue, N.W. Washington, D.C. 20008

Department of the Treasurv #

Employer Identification Number: 52–1074743 Accounting Period Ending: August 31 Form 990 Required: 🕅 Yes 🗌 No

Person to Contact: E. Merriken Contact Telephone Number: (301) 962-3479

Dear Applicant:

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Based on information supplied, and assuming your operations will be as stated in your application for recognition of exemption, we have determined you are exempt from Federal income tax under section 501(c)(3) of the Internal Revenue Code.

We have further determined that you are not a private foundation within the meaning of section 509(a) of the Code, because you are an organization described in section 509(a)(1) and 170(b)(1)(A)(ii).

If your sources of support, or your purposes, character, or method of operation change, please let us know so we can consider the effect of the change on your exempt status and foundation status. Also, you should inform us of all changes in your name or address.

Generally, you are not liable for social security (FICA) taxes unless you file a waiver of exemption certificate as provided in the Federal Insurance Contributions Act. If you have paid FICA taxes without filing the waiver, you should contact us. You are not liable for the 'tax imposed under the Federal Unemployment Tax Act (FUTA).

Since you are not a private foundation, you are not subject to the excise taxes under Chapter 42 of the Code. However, you are not automatically exempt from other Federal excise taxes. If you have any questions about excise, employment, or other Federal taxes, please let us know.

Donors may deduct contributions to you as provided in section 170 of the Code. Bequests, legacies, devises, transfers, or gifts to you or for your use are deductible for Federal estate and gift tax purposes if they meet the applicable provisions of sections 2055, 2106, and 2522 of the Code.

The box checked in the heading of this letter shows whether you must file Form 990, Return of Organization Exempt from Income tax. If Yes is checked, you are required to file Form 990 only if your gross receipts each year are normally more than \$10,000. If a return is required, it must be filed by the 15th day of of the fifth month after the end of your annual accounting period. The law imposes a penalty of \$10 a day, up to a maximum of \$5,000, when a return is filed late, unless there is reasonable cause for the delay.

31 Hopkins Plaza, Baltimore, MD 21201

(over)

Letter 947(DO) (5~77)

1. 0

You are not required to file Federal income tax returns unless you are subject to the tax on unrelated business income under section 511 of the Code. If you are subject to this tax, you must file an income tax return on Form 990-T. In this letter, we are not determining whether any of your present or proposed activities are unrelated trade or business as defined in section 513 of the Code.

You need an employer identification number even if you have no employees.

If an employer identification number was not entered on your application, a number will be assigned to you and you will be advised of it. Please use that number on all returns you file and in all correspondence with the Internal Revenue Service.

Because this letter could help resolve any questions about your exempt status and foundation status, you should keep it in your permanent records.

If you have any questions, please contact the person whose name and telephone number are shown in the heading of this letter.

(See caveats attached.)

Sincerely yours,

Teddy R. Kern District Director

cc: Lawrence Singer Fager & Singer 1737 DeSales Street, N.W., Suite 300 Washington, D.C. 20036



ADVISORY NEIGHBORHOOD COMMISSION 3-C Cathedral Heights Cleveland Park McLean Gardens Woodley Park # 6

February 11, 1981

To: All ANC-3C Commissioners

From: Charles Szoradi

Re: Twin Oaks Landmark Designation 3225 Woodley Road N.W.

The ANC-3C Preservation and Landmark Committee met on February 10, 1981 and discussed the merit of whether to propose Twin Oaks as a Historic Landmark.

The following were present: Suzanne Ganschinietz Joe-Jeff Goldblatt Kathy Smith Lindsley Williams Katherine Wood Charles Szoradi

Harry Montague, who could not be present, expressed his views by telephone.

The consensus of the meeting was that the landmark designation for Twin Oaks is not just well justified historically and architecturally, but a benefit for people who live in ANC-3C and especially since development pressures are building up at the adjacent Tregaron Estate.

Kathleen Nood, on the invitation of the committee, made a proposal on how much time would be needed and how much it would cost to do the research, write up the application, and follow through with the hearings. Her proposal was presented, discussed and agreed upon by the Committee on February 10, 1981. A copy of the proposal is included.

I recommend that the ANC-3C accept Kathleen Wood's proposal and allocate \$1,550.- for this project, payable in three parts: 1. Preliminary report March 1981 \$500.-2. Final report & filing of application July 1981 550.-3. Public hearing September 1981 500.-Total \$1,550.-

The total cost of the project would be \$2,200.- of which \$650.would be funded from other sources.

Charles Szoradi contes ANC-3C-03 SMD Corado

01-Christopher Klose 02-Ruth Haugen 03-CHARLES SZORADI 04-Joe Jeff Goldblatt 05-Phil Mendelson

ANC-3C Office 2737 Devonshire Place, N.W. Washington, D.C. 20008 232-2232 06-Kaj Strand 07-Gary Kopff 08-Vacant 09-Patricia Wamsley 10-David Grinnell PROPOSAL CONCERNING LANDMARK DESIGNATION OF TWIN OAKS ESTATE

# TWIN OAKS

Location: 3225 Woodley Road N.W., Washington D.C. Original Owner: Gardiner Greene Hubbard Architect: Francis R. Allen (Allen & Kenway) Boston, Massachusetts Date: 1888

PROPOSAL: I think that the estate of Twin Oaks is very significant architecturally and historically not only for the Cleveland Park and Woodley Park areas but for the city of Washington as a whole. I would like to see it designated a category #2 landmark and recommended to the National Register.

My proposal is that I would undertake the necessary research, obtain photographs and maps, and pursue the application process including the preparation of the application forms and appearance at the hearings before the Joint Committee on Landmarks.

#### REASONS:

I. Vulnerability of the Property

Twin Oaks adjoins the property known as Tregaron which is already a protected landmark. Tregaron has recently been sold and there are indications in the Washington Fost that there are plans for a very intensive development of 200 or more houses on 14 acres of land which is presently zoned to have no more than 80 houses. This would greatly increase the traffic congestion. in the area as well as removing some of our open space and trees. A similar development scheme could be initiated for Twin Oaks which at the present time is unprotected except for its zoning status.

Twin Oaks is presently owned by the Friends of Free China who are holding the property for the Taiwan Government. Our relations with Taiwan are rather tenuous hence the future of this large estate is rather precarious. By moving now to make an application for Twin Oaks to be declared a District landmark we will be ensuring that the local community will have some control over future use of that property.

# II. Historical Significance of the Property

Twin Oaks is the only remaining estate in ANC 3C which was originally designed to be a summer home for a resident of the city of Washington. Other homes in the area which were either built or remodeled to serve as summer homes have been demolished: examples include Fresident Cleveland's home, Friendship at McLean Gardens, and Westover built by Charles C. Glover Sr. It is in the interest of the city and our neighborhood to try to preserve this estate as a living example of the use of this area prior to its subdivision and development as a streetcar suburb.

> Rathleen Wood 2938 Macomb St. NW.

- 11 February 1981
- Re: Twin Oak Landmark Designation Funding and Time Table Proposal

Α.	Proposed Funding Sources	
	ANC 3C	\$1,550
	Kathy Wood Cash Contribution (Boston trip)	150
	Others (CCL)	500
	Total:	\$2,200

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B. Proposed Time Table
Preliminary Report - March 1981 ANC Funds \$ 500
Final Report &
Filing of Application - July 1981 ANC Funds 550
Other Funds 650
Public Hearing - September 1981 ANC Funds 500
\$2,200

# C. Detailed Expenses

1. Research fees

a. Preliminary research	52
b. Research of deed	12
c. Hubbard papers & photos - Library of	
Congress	24
d. Hubbard photos - National Geographic	8
e. Photography of Building & Grounds	4
f. Building permit application research	4
g. Research at AIA on Francis Allen	24
Ň. Research in Boston on Francis Allen	24
i. Correspondence, various institutions	8
j. Martin Luther King Library	24
k. Preparation of application:	
architectural significance	8
historic significance	8
detailed architectural description	8
1. Map work	4
m. Coordination with owners	4
n. Presentation at hearings	<u>16</u>

Total time

\$1,856

232 hours

232 hours @ \$8.00

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2. Expenses

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a.	Photos	\$ 50
b.	Local transportation	30
c.	Supply material	24
d.	Copying	50
e.	Required advertising	40
f.	Boston trip	 150
	Subtotal:	\$ 344

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Chronological file

Cathedral Heights Cleveland Park McLean Gardens Woodley Park

March 2, 1981

ADVISORY NEIGHBORHOOD COMMISSION 3-C



Mr. James Redmond, Superintendant Rock Creek Park 5000 Military Rd. Washington, DC 20015

Dear Mr. Redmond:

Thank you for the opportunity for representatives of Advisory Neighborhood Commission 3C to attend the public meeting and comment on the alternative plans for development of bicycle trails along Rock Creek Parkway.

ANC-3C represents neighborhoods immediately to the west of Rock Creek Park. Our families and individual residents have a wide range of recreational interests such as hiking, jogging, picnicking, bicycling, riding. Many of us are frequent users of Rock Creek Park areas and facilities.

Our primary concern, therefore, is that Rock Creek Park maintain its present recreational facilities and access to all of them by a wide variety of modes of transportation--including automobile. We believe that further development of bicycling facilities should be in the context of an overall plan for the park, and should not result in restricting or eliminating access to other facilities. We suggest that final decisions on bicycle development might be appropriately deferred to completion of the overall park plan scheduled in two years.

We do not believe that one of Rock Creek Park's missions should be continuation of its major use as an arterial commuter route. After completion of the Metro line to the Van Ness Station, one-way rush hour traffic along Beach Drive south of the Calvert exit should be discontinued. Lengthwise traffic through the park need not be maintained, and expansion of present programs involving closure of certain segments of the roads for special uses such as cycling and jogging should be considered.

ANC-3C feels that alternatives whereby Beach Drive might become an exclusively bicycle commuter route during rush hours should be developed. Such a plan would provide the only safe bicycle commuter route downtown from the north.

FOR THE COMMISSION:

Gary J. Kopff, Chairman

01-Christopher Klose 02-Ruth Haugen 03-Vacant 04-Joe Jeff Goldblatt 05-Phil Mendelson

ANC-3C Office 2737 Devonshire Place, N.W. Washington, D.C. 20008 232-2232 06-Kaj Strand 07-Gary Kopff 08-Vacant 09-Patricia Wamsley 10-David Grinnell ANC-3C letter of 3-2-81 re: Rock Creek bike paths, page 2

cc: Ward III ANC Chairpersons Ward IV ANC Chairpersons The Honorable Polly Shackleton The Honorable Charlene Drew Jarvis The Honorable Jerry A. Moore, Jr. Thomas Downs, D.C. Department of Transportation



ADVISORY NEIGHBORHOOD COMMISSION 3-C Cathedral Heights ' Cleveland Park McLean Gardens Woodley Park -H

#### February 23, 1981

Mr. John Brophy Public Parking Administrator Bureau of Parking Department of Transportation Government of the District of Columbia 64 Massachusetts Ave. NW Washington, DC 20001

Dear Mr. Brophy,

The members of this Advisory Neighborhood Commission sincerely regret your recent resignation from the D.C. Department of Transportation and commend you for the exceptional degree of community sensitivity you have shown. Your leadership and support for the Residential Parking Permit Program was particularly appreciated by both ourselves and the citizens whom we represent.

We wish you the best of luck in the future and look forward to a fruitful working relationship with your current successor, Mr. Fred Caponiti.

sincerelv

Commissioners, ANC-3C

01-Christopher Klose 02-Ruth Haugen 03-Vacant C. STORADI 04-Joe Jeff Goldblatt 05-Phil Mendelson

ANC-3C Office 2737 Devonshire Place, N.W. Washington, D.C. 20008 232-2232 06-Kaj Strand 07-Gary Kopff 08-Vacant 09-Patricia Wamsley 10-David Grinnell





February 16, 1981

Mr. Steven E. Sher Executive Director Board of Zoning Adjustment Government of the District of Columbia District Building, Room 9-A Washington, D.C. 20004

Dear Mr. Sher: 5 - 5 - 5 <sup>-</sup>

Re: BZA #13434

This letter is in further reference to the application of Georgetown University for a variance from the restrictions. on'a restaurant, a case before the Board of Zoning Adjustment (BZA #13434) and supplements the letter of Advisory Neighborhood Commission 3-C dated February 11.

The Office of this Advisory Neighborhood Commission (ANC) was contacted by the attorney for the lessee, Ms. Nira Long. She indicated some concern about the matter discussed on page 3 of the ANC's February 11 letter, in paragraph numbered 3, relating to the number of patrons that are presently served and those additional patrons that would be able to be served if the requested variance were granted. The Office of this ANC understands her to feel that the issue of number of patrons is not a question that is before the Board. It is an indisputable fact that this precise issue is not explicitly raised in the hearing notice.

The undersigned submits this letter to you as an individual Commissioner on the ANC. It represents his understanding of the matter in question. If the Board wishes further information or the confirmation by the ANC as such, please let us know.

I am not in a position to render a judgment on the question of whether or not the number of patrons within the present. restaurant or the number that might be served on the patio if the requested variance were granted is before the Board. I feel the facility in question does not detract from the neighborhood and that the proposed expansion onto the patio would, with proper safeguards (see paragraphs numbered 1, 2, and 4 of the letter of February 11) not detract either. It fis my impression that the other members of this ANC feel

> 01-Christopher Klose 02-Ruth Haugen 04-Joe Jeff Goldblatt 05-Phil Mendelson

ANC-3C Office 232-2232

06-Kaj Strand 07-Gary Kopff 08-Vacant 09-Patricia Wamsley 10-David Grinnell

Page 2 - Mr. Steven E. Sher

similarly. At the same time, it is my sentiment (which I believe others on the ANC may share) that while an operation such as that presently operating under the "La Fleur" is not incompatible, that other types of operation would have potentially adverse consequences. Thus, I believe, the ANC took steps to advise you of its desire that the Board consider this issue as well.

La Fleur's attorney, Ms. Long, has reminded us that the restaurant is a tenant and that they are not in a position themselves to agree to restrictions on future use that the ANC might suggest. Her point is well taken.

However, in my view, the Board needs to consider the question of whether it can or should consider restricting the numbers of patrons either within the present facility or the numbers to be served on the patio. This could be done in the context of reviewing the initial determination by the Zoning Regula " tion Division. That unit has already determined that the conversion of two windows into a doorway requires the approval of the Board. It seems to me that the Board might want to also consider whether the proposed extension of the restaurant onto a patio does not constitute an extension of a nonconforming use within the meaning of sections 7103 and 7105 of the Zoning Regulations. If such a determination is made, then I feel our letter of February 11 may be fully considered by the Board -- or the Board may decide that the issues involved in the case were not fully determined by the Zoning Regulation Division and that an additional advertisement is required and a short postponement in consideration by the Board.

Thank you for your continuing help and assistance.

Sincerely,

C. David Grinnell Single Member District Commissioner

cc: Alfredo Echeverria Nira Long Earl Douple Ben Zanganeh Chairperson, ANC 3-C (Mr. Kopff)

#### CONTRACT FOR LEGAL SERVICES

This is a contract between Georgetown University, a District of Columbia corporation, and Advisory Neighborhood Commission ANC 3C ("ANC"), under authority of D.C. Law 1-21 as amended and D.C. Auditor's Rules, Chapter 3, (22 D.C. Register 5580, April 15, 1976) for provision of legal services. Services are to be provided by the Harrison Institute for Public Law, Georgetown University Law Center ("Institute") for the period beginning January 1, 1981 and ending September 30, 1981.

#### 1. Scope of Legal Services

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#### A. Legal Work Under this Agreement

This contract applies to requests for services in the following areas.

- ANC Administration: ANC organizational planning of a legal nature including preparation of by-laws, leases, contracts, and other documents or related analysis.
- (2) ANC/Government Relations: Analysis of the legal relationship between the ANC or its area residents and the District government, the Federal government, or an interstate compact or regional government organization.
- (3) Planning and Development: Representation and analysis related to citizen participation in the decision-making process of the Zoning Commission, the Board of Zoning Adjustment, the Alcoholic Beverage Control Board, the Joint Commission on Landmarks, the Mayor's Agent for Historic Preservation, and any other District, federal or regional agency office as relates planning and development within the District of Columbia.
- (4) <u>Citizen Education</u>: Educational services including course, seminar and workshop formats. Topics could include: local government law and home rule; legislative power and process; citizen participation mechanisms; the rights

ANC/2/4/81/014

and responsibilities of ANCs; administrative law; neighborhood planning and development law (e.g., zoning, licenses and permits, historic preservation); tenant rights; conservation to tenant ownership; D.C. housing policy; community reinvestment strategies; local energy policy; legal drafting; advocacy techniques for citizens; and tax policy.

#### B. Limitations on Legal Work

- (1) Ethical Limitations: The Institute reserves the right to decline a request for services because of potential conflict of interest, insufficient notice for time to prepare, nonlegal nature of requested services, or other aspects of a request which would involve a potential violation of a disciplinary rule or ethical consideration of the Code of Professional Responsibility.
- (2) <u>Statutory or Rule Limitations</u>: The following work is precluded because of D.C. statute or rule, as is any other work so precluded but not listed.
  - (a) initiation of legal action in the District or Federal courts
  - (b) services which do not constitute a public purpose application of ANC funds

#### 2. Requests and Delivery of Services

- A. <u>Authorization</u>: Except for routine information requests by individual commissioners, the Institute is responsible only for services authorized by the ANC. The method for ANC authorization of a request is governed by the ANC by-laws.
- B. <u>Attorney-Client Relationship</u>: The Institute is accountable to the chairperson of the ANC. The ANC may, however, direct the Institute to report to a project oversight committee, in which case the Institute is accountable to the chairperson of the oversight committee. The ANC chairperson's

ANC/2/4/81/014

or committee's communications and meetings with the Institute are presumed confidential and privileged unless waived by the chairperson or committee.

C. Legal Staff: The Institute has sole discretion over the assignment of staff attorneys, Institute fellows, legal interns or research assistants. Should the workload or need for expertise require, the Institute may associate with other attorneys upon notice to the ANC.

#### 3. Rates and Payment

- A. <u>Rate</u>: The rate through September 30, 1981 is \$30 per hour of professional staff time which is prepaid, and \$45 per hour if not prepaid. The Institute will not charge for the time of law students working for academic credit in the Institute's clinical program. The Institute will charge for the work of paid research assistants at the rate of \$10 per hour. These rates include the cost of secretarial services.
- B. Expenses: In addition to billing for staff time, the Institute may charge the ANC for photocopies, printing, messenger service or other costs directly attributable to service requested by the ANC.
- C. <u>Initial Prepaid Retainer</u>: The ANC shall prepay an initial prepaid retainer of \$1,000.00.
- D. <u>Billing and Payment</u>: The Institute shall submit an accounting of time, major work undertaken and balance of account on a monthly basis. If work has not been prepaid, an amount billed is due within 30 days of receipt of the billing. Acceptance of partial payment by the University does not constitute waiver of the balance due.

#### 4. Expiration

A. Expiration of Contract Period: If no successor contract exists at the expiration of this contract period, the Institute shall apply any remaining prepaid funds to provision of services under its then prevailing rate.

ANC/2/4/81/014

- B. Past Due Accounts: If, after 30 days of the final billing (the billing following the expiration of this contract period), a balance billed under this contract remains due, the ANC shall pay interest on the balance due at the rate of 12 percent (annual percentage rate).
- 5. Termination

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Either party may terminate this contract upon 30 days notice. Within 60 days of termination, the ANC shall pay for services rendered if not prepaid, and the Institute shall return any unobligated balance from a retainer if prepaid.

<sup>7</sup>3C For ANC se l Ĵa title date:

For Georgetown University

Denis Ransmeier, Director Law Center Administration

administration

date: feb 17, 1981



# THE ANNE BLAINE HARRISON INSTITUTE FOR PUBLIC LAW

GEORGETOWN UNIVERSITY LAW CENTER 605 G ST., N.W. - SUITE 401 WASHINGTON, D.C. 20001 202-624-8235

#### MEMORANDUM

February 23, 1981

Dean of the Law Center DAVID J. McCARTHY ssociate Dean for Clinical Program JOHN R. KRAMER Director JASON I. NEWMAN Deputy Director **ROBERT K. STUMBERG** Institute Fellows SUZAN ARAMAKI LUCY WEISZ Staff Attorney LYNNE BERNABEI **Program Consultants** ANN BRITTON RANDALL SWISHER Program Areas COMMUNITY LEGAL ASSISTANCE DEVELOPMENTAL DISABILITY LAW ENERGY LAW HOUSING LAW STATE AND LOCAL GOVERNMENT LAW Advisory Board Chair KARL MATHIASEN III Vice-Chair OLIVE COVINGTON JOHNNY BARNES BARBARA BOLLING WILEY A. BRANTON MELVIN M. BURTON, JR. STEPHEN DANZANSKY SHARON PRATT DIXON CHARLES DUNCAN HAROLD FLEMING BARBARA FOOTE CONNIE ADAMS FORTUNE DAVID HARRISON HARRY J. HOGAN BERNICE JUST GARY KOPFF DAVID J. McCARTHY, JR. HON. H. CARL MOULTRIE I JOSEPH. L. RAUH, JR. MARGARET REUSS CHARLES RICHARDSON LOUISE SAGALYN STEPHEN J. WRIGHT

TO : ANC Commissioners, ANC 3C

FROM : Lucy Weisz

RE : ANC requirement to Post Notice of Meetings

At your meeting of January 26, 1981, you requested that the Harrison Institute check the ANC statute to determine what legal obligation, if any, you have to post notice within each single member district.

Section 14(c) of D.C. Law No. 1-21, the ANC Act of 1975 specifies that:

No less than seven (7) days notice shall be given by each Commission of its meeting or convocations, except where shorter notice for good cause is necessary or in the case of an emergency by posting written notices in at least two (2) conspicuous places in each single-member district within the Commission area.

The plain meaning of this section would indicate that only in cases of an emergency or a showing of "good cause" would posting be required.

Nonetheless, the Advisory Neighborhood Commission Manual (Jan. 1, 1980) compiled by the Office of Community Services, contains an interpretation of the above section which reads:

ANCs must:

give at least seven (7) days written notice of each commission meeting. These written notices are to be posted in at least two (2) conspicuous places in each <u>single member district</u> within the commission area. Sec. 14(c).

Although the interpretation in the Community Services Manual carries no weight as a matter of law, I would recommend that you continue to post notice to ensure compliance with the Act.

# Feb 23

# THE UPTOWN CITIZEN

ANC-3C (Cathedral Heights/Cleveland Park/McLean Gardens/Woodley Park)—will hold its regular monthly meeting on Monday, February 23, at 8:00 PM. Note change of regular meeting place for this month to the basement of the Cleveland Park Congregational Church, 34th and Lowell Sts. NW (enter through basement entrance on 34th St. only).

New 3C officers elected at the January 26th meeting were Chairman: Gary Kopff; 2939 Newark St. NW 20008 Vice Chairman: Joe Jeff Goldblatt; 2701 Cortland Pl. NW 20008. Secretary: Ruth Haugen; 2800 Woodley Rd. NW 20008. Treasurer: David Grinnell; 2603 36th Pl. NW 20007.

New officers will-assume their responsibilities at the Feb. 23rd meeting to discuss recent changes ni the Aleoholic Beverage Control laws, development of the Tregaron estate, the Sheraton Park case, the Cathedral Neighborhood and other area crime watches, alternatives for the Beach Drive proposed bicycle path, city water problems in the District, needs of the D.C. Fire Department and the 1981 ANC-3C budget. The meeting will include a "town meeting" segment, where citizens may

Local Anc News-

participate by introducing their particular problems and concerns and discussing them with the Commissioners. Residents of the 3C area are reminded that these Commissioners are their neighbors whom they have elected to represent them. All are encouraged to bring issues to the attention of the Commission, so that they might work togethr for the welfare of th community.

The Commission regrets to announce the resignation on January 26th of Christopher Klose, who leaves ANC-3C to devote full energies to his new presidency of the Woodley Park Community ' Association. Residents of that section of Woodley Park bordered by Connecticut Avenue, Rock Creek Park, Klingle Rd., and Calvert St. are encouraged to consider the opportunity to fill this vacancy. Petitions will be available from the Board of Elections and Ethics on Fbruary 19th after publication of the vacancy in the D.C. Register.

ANC 3G Chevy Chase--will hold its regular meeting on Monday, February 23 at 7:30 p.m. at the Chevy Chase Community Center on McKinley St, and Connecticut Ave., N.W. A proposed hiking trail through the Pinehurst Branch of Rock Creek Park will be discussed.

ANC 7B-Naylor/Dupontheard a presentation by Mr. William Johnson, Director of the D.C. Department of Environmental Services, and his staff on a proposal to construct an elevated 2 million gallon capacity water tower and tank in the vicinity of the Hillcrest Recreation Center at 30th Street and Alabama Avenue, S.E. News of the proposed water tank intended to service the entire S.E. Anacostia area has stunned local citizens who turned out in large numbers to hear and question D.C. government officials. For further information . contact: Mrs. Harrison, ANC 7B Executive Assistant at, 584-3400 or 584-3420.

Page 9

#12

#13 WARD 3 OLDER CITIZENS CALL-A-RIDE BEGINNING FEBRUARY 17, THE WARD 3 OLDER CITIZENS CALL-A-RIDE WILL GO INTO OPERATION ON A MODEST SCALE FOR A TRIAL PERIOD. THIS PROJECT, SPONSORED BY THE INTER-ANC COMMITTEE/ MINI-COMMISSION ON AGING, IS IN RESPONSE TO A WIDELY-EXPRESSED NEED TO TRANSPORT ELDERNY AND HANDICAPPED PERSONS TO AND FROM MEDICAL AND DENNAL APPOINTMENTS. TO BE ELIGIBLE, SUCH INDIVIDUALS MUST NEED ASSISTANCE IN KEEPING THEIR APPOINTMENTS THAT IS NOT READILY AVAILABLE FROM REGULAR BUS OR TAXI SERVICES. THE PROJECT WILL BE BASED AT THE EPISCOPAL CHURCH HOME, 1515 32ND STREET, N.W. ONLY ONE VEHICLE WILL BE IN OPERATION WHILE THE USE FULNESS OF THE SERVICE IS BEING CHECKED. IT IS NECESSARY THEREFORE THAT PERSONS WISHING TO TAKE ADVANTAGE OF THE SERVICE CALL IN THEIR REQUEST AT LEAST TWO (2) DAYS PRIOR TO THEIR APPOINTMENT. (THE EARLIER THE BETTER.) TELEPHONE NUMBER FOR INFORMATION AND RESERVATIONS: 338-1040 REGULAR TAXI FARE WILL BE CHARGED COST: DAYS OF OPERATION: MONDAY - TUESDAY - FRIDAY HOURS OF OPERATION: 10 A.M. TO 3

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