

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT OF TRANSPORTATION**



d. Public Space Regulation Administration

**PUBLIC SPACE COMMITTEE HEARING
MINUTES**

1100 4th Street SW, 2nd Floor

Thursday, March 22, 2018 at 09:00 AM

Meeting was called to order by Matthew Marcou at 9:20 am

Members Attendance: Matthew Marcou, Andrew Wiley, Chris Shaheen, Julia Hudson, Tiffany Tenbrook, and Kisha Allen, Catrina Felder

Consent Agenda

Vote: 4 to 0 – Approved as Submitted

9:21 am – 9:27 am

- 1) - **1600 - 1699 BLOCK OF FRANKFORD STREET SE** - Permittee: Stanton View Development - Owner: - Paving: Driveway(s) New -Residential # 232749
- 2) ANC 2E05 - **3601 M STREET NW** - Permittee: Wiles Mensch - Owner: 3601 M Associates LLC c/o Altus Realty Partners LLC - Fixture: Planter Box on Sidewalk (Exception), Landscaping: New Tree Space(s), Paving: ADA Curb Ramp, Curb & Gutter(s), Driveway(s) New- Commercial, Driveway(s) Repair or Replace, Mill and Overlay, Sidewalk(s) # 264648
- 3) ANC 6C05 - **609 H STREET NE** - Permittee: Wiles Mensch - Owner: 609 H ST NE BLDG PJV, LLC - Paving: Curb & Gutter(s), Sidewalk(s) # 275014
- 4) ANC 4C06 - **3930 GEORGIA AVENUE NW** - New Sidewalk Cafe Un-Enclosed - Permittee: Jared Fackrell - Jared Fackrell # 10512129
- 5) ANC 6D07 - **79 POTOMAC AVENUE SE** - New Sidewalk Cafe Un-Enclosed - Permittee: Dacha Beer Garden - Dacha Beer Garden # 10554728
- 6) ANC 2F01 - **1738 14TH STREET NW** - New Sidewalk Cafe Un-Enclosed - Permittee: Chicken + Whiskey LLC - Chicken + Whiskey LLC # 10555733
- 7) ANC 6C06 - **1275 1ST STREET NE** - New Sidewalk Cafe Un-Enclosed - Permittee: Leo Liberty C/O Peets Coffee - Leo Liberty C/O Peets Coffee # 10556869
- 8) ANC 2A02 - **1100 23RD STREET NW** - New Sidewalk Cafe Un-Enclosed - Permittee: BL 1100 23rd LLC BL 1100 23rd LLC - BL 1100 23rd LLC BL 1100 23rd LLC # 10559548
- 9) ANC 1B09 - **2827 SHERMAN AVENUE NW** - New Sidewalk Cafe Un-Enclosed - Permittee: Final Jahanbin - Final Jahanbin # 10559580
- 10) ANC 6D07 - **1331 4TH STREET SE** - New Sidewalk Cafe Un-Enclosed - Permittee: Wheelhouse LLC - # 10560007
- 11) ANC 1B12 - **1346 T STREET NW** - Convert to Enclosed Cafe - Permittee: Rose Previte - Rose Previte # 10560692
- 12) ANC 4C04 - **3704 14TH STREET NW** - New Sidewalk Cafe Un-Enclosed - Permittee: JJSOLIS LLC - JJSOLIS LLC # 10559956

- 13) ANC 5E03 - **1615 ECKINGTON PLACE NE** - Permittee: ECKINGTON YARDS WEST JBG/BOUNDARY ECKINGTON PLACE, LLC - Owner: ECKINGTON YARDS WEST JBG/BOUNDARY ECKINGTON PLACE, LLC - Landscaping: Hedge to 36" tall, Tree Planting, Tree Removal, Paving: ADA Curb Ramp, Curb & Gutter(s), Driveway(s) Close Existing, Driveway(s) New- Commercial, Sidewalk(s), Projections: Canopy, Stoop & Steps # 206219
- 14) ANC 2F08 - **1101 NEW YORK AVENUE NW** - Permittee: Larson Architectural Group Inc - Owner: 1101 NYA Owner DE LLC - Fixture: Hand Rail (36" high for ADA, 30"-42" high other), Paving: Sidewalk(s), Projections: ADA Ramp, Areaway Entrance # 276451
- 15) ANC 2B05 - **900 16TH STREET NW** - Valet Staging Zone - Permittee: Nation Valet - # 10560982
- 16) ANC 3D05 - **4834 W STREET NW** - Permittee: Stefano Paternostro - Owner: Stefano Paternostro - Landscaping: Tree Planting, Paving: Driveway(s) New -Residential, Leadwalk Only # 233399
- 17) ANC 5E01 - **3015 4TH STREET NE** - Permittee: Boundary/Elm Fourth Street LLC - Owner: Boundary/Elm Fourth Street LLC - Paving: Driveway(s) Close Existing, Driveway(s) New- Commercial # 277072
- 18) ANC 3D,ANC 3D05,05 - **4840 HUTCHINS PLACE NW,4844 HUTCHINS PLACE NW** - Permittee: Hutchins Place LLC Hutchins Place LLC - Owner: Hutchins Place LLC Hutchins Place LLC - Landscaping: Tree Planting, Paving: Curb & Gutter(s), Driveway(s) Close Existing, Driveway(s) New -Residential, Leadwalk w/Steps, Sidewalk(s) # 275426
- 19) ANC 3D06 - **4700 WHITEHAVEN PARKWAY NW** - Permittee: Saint Patrick's Protestant Episcopal Church - Owner: Saint Patrick's Protestant Episcopal Church - Excavation: Catch Basin(s), Storm Lateral Conn over 4" (Trench), Fixture: Planter Box on Sidewalk (Exception), Landscaping: Stormwater Mgmt (serve public), Tree Planting, Tree Removal, Paving: ADA Curb Ramp, Curb & Gutter(s), Driveway(s) Repair or Replace, Roadway(s), Sidewalk(s), Projections: ADA Ramp # 124095

General Agenda

9:30 am - 9:36 am

Approved Design Concept Only - Vote: 4 to 0

ANC 6D02 - **65 I STREET SW** - Permittee: Wiles Mensch - Owner: Lowe Enterprises Real Estate Group - Paving: ADA Curb Ramp, Curb & Gutter(s), Driveway(s) New- Commercial, Driveway(s) Repair or Replace, Sidewalk(s), Projections: ADA Ramp, Areaway Entrance, Stoop & Steps # 275977

Discussion:

Revise plans with accurate dimension of property line and scoring across the driveway entrance

Special Tree permits need to be approved prior to issuance of this permit

Additional street tree will be added to the revised drawings

Final approved plan will be filed with this application. You need to bubble the exact scope of work on your final plan submission and what items were approved under the design concept permit

The applicant must upload a copy of the concept design permit when the final streetscape plan has been submitted.

9:40 am – 9:53 am

Approved Design Concept Only - Vote: 4 to 0

ANC 5C07 - **3040 SOUTH DAKOTA AVENUE NE** - Permittee: Wilfredo Valladares - Owner: DC Commission on the Arts and Humanities - Fixture: Street Fixture or Furniture (Exception) # 299742

Discussion: The applicant was asked to reach out and meet with the following agencies prior to designing and placement with the following offices: Urban Forestry, Office of Planning and Traffic Work Zone. The applicant must submit a revised plan with dimensions and return to PSC for review/approval.

9:54 am – 10:21 am

Denied – Vote: 4 to 0

ANC 4A01 - **7247 15TH PLACE NW** - Permittee: acunetta anderso - Owner: acunetta anderso - Paving: Driveway(s) Circular # 275527

Discussion: The applicant hasn't demonstrated a need for a modification away from the DDOT standards and the applicant was offered a chance to produce documents on two separate occasions.

10:23 am – 10:51 am

Approve w/Conditions - Vote: 4 to 0

- 4) ANC 8A01 - **2200 MINNESOTA AVENUE SE** - Permittee: DEPARTMENT OF GENERAL SERVICES - Owner: DEPARTMENT OF GENERAL SERVICES - Fixture: Fence (Exception over 42"), Paving: Driveway(s) New- Commercial # 275947

Discussion: The materials on this application be bubbled out (just the two new driveways), not approving the fence or any of the other materials shown on the plan. This is in coordination with 300013 and one final plan should be issued and approved. The master permit is #300013 and the items on this application should be finalized one plan with the PSC Coordinator and John Steven - technician's signature on the drawings.

10:52 am – 11:23 am

Tabled until April's meeting - Vote: 4 to 0

- 5) ANC 6B06 - **415 14TH STREET SE** - Permittee: FP Capitol LLC - Owner: FP Capitol LLC - Fixture: Bike Rack(s): DDOT Standard, Bike Share Station, Paving: Driveway(s) Close Existing, Driveway(s) Repair or Replace, Projections: Bay Window(s), Canopy # 275979

Discussion: The entry at the proposed Safeway is the issue that has come up with regards to the three curb cuts that are being proposed; the applicant has worked with UFA and has resolved the species recommendation as requested by UFA. The northeast corner drains trench is what IPMA/Storm water has revisions that need to be addressed. Option #3 is the option that is being heard by the PSC today which allows addressing the accessible routes at this site. The applicant uploaded revisions on 3/20/18 for review responses from IPMA/Storm Water, OP and PSD are still pending. The issue is the Areaway projection exception from four feet to six feet; and the applicant must state why the deviation is needed or necessary at this location. Also, the proposed doors are swinging into public space and will require a waiver as well.

11: 27 am – 11:52 am

Tabled - Vote: 4 to 0

- 6) ANC 4A08 - **1615 CRITTENDEN STREET NW** - Permittee: AWOUKOU OWOFI - Owner: FREDERIC HEGBE - Fixture: Fence (Exception over 42") # 276516

Discussion: The Embassy of Togo has requested this due to the assault that had occurred during broad day light and the resident is requesting the over height for safety and privacy the delivery of their food and the safety for dignitaries visiting the residence. The applicant will submit revisions by April 12, 2018 deadline in order to give reviewers time to review/comment

11:45 am – 12:05 pm

Approved w/Modifications- Vote: 4 to 0

- 7) ANC 2F05 - **1110 VERMONT AVENUE NW** - New Sidewalk Cafe Un-Enclosed - Permittee: Starbucks Corporation - Starbucks Corporation # 10560503

Discussion: The ANC supports this application however; the Fire Marshall's Office needs to ensure that the fire connections are accessible (6 ft. was placed on the revised plan). The five (5) umbrellas must not be in the opposite area of the fire connections. . The applicant must remove one of the tables/chairs adjacent to the fire hydrant connections from the plans and those tables are not permitted to have any umbrellas and no logos are permitted.

12:06 pm – 12:15 pm

Approved w/Modifications - Vote: 4 to 0

- 8) ANC 3C01 - **2649 CONNECTICUT AVENUE NW** - New Sidewalk Cafe Un-Enclosed - Permittee: Starbucks Corporation - Starbucks Corporation # 10560517
Discussion: The two objections were all resolved with Historic and Fire but have not review/approved the latest revised plans. The PSC can't approve a café adjacent to another establishment that is not associated with the café; so the applicant must remove the (shown north of the other entrance of the building) seating from areas not associated with the café.
Remove fencing and relocated around the café layout
The proposed ramp must be accommodated on the private property instead of the public space.
The applicant will add a letter to the record stating that there will be No umbrellas and the proposed awning shall be removed from the drawings.

12:16 pm – 12:42 pm

Tabled - Vote: 4 to 0

- 9) ANC 6C02 - **425 2ND STREET NW** - Permittee: Rico Harris - Owner: Rico Harris - Fixture: Fence (Exception over 42") # 275120
Discussion: The applicant stated that currently there is a lot of traffic (tents, lawn chairs, boom boxes, grills, non-tenants hanging out) in the alley and are blocking the safe travel of pedestrian walkway and the installation of a fence would reduce the traffic.
The applicant was advised the applicant to submit an alley closure application to resolve the alley issue. The applicant stated that they have yet to start that process.
The gate/fence and the process in which the fencing would be closed
The applicant must upload the support letter from the Metropolitan Police Department (MPD)
PSC's recommendation: There is an existing fence in public space however it is not for permanent use and the applicant needs to give DDOT the exact instances and procedure for which the closing of the fencing in the alley closure will be in place prior to coming back before the PSC for review and approval. Mr. Marcou asked the applicant to send an invite to [Elliott Garrett@dc.gov](mailto:Elliott.Garrett@dc.gov) once he gets to the meeting together with the community stakeholders and neighbors in the surrounding area.

2: pm – pm

Tabled; applicant - Vote: 4 to 0

- 10) ANC 6E07 - **901 3RD STREET NW** - Permittee: IBF Development - Owner: IBF Development - Landscaping: Stormwater Mgmt (serve public), Paving: ADA Curb Ramp, Curb & Gutter(s), Driveway(s) New -Residential, Leadwalk Only, Mill and Overlay, Sidewalk(s) # 221693
Applicant not present; notified Tiffany Tenbrook via email to rescheduled to April's PSC

12:50 pm – 1:00 pm

Tabled - Vote: 4 to 0

- 11) ANC 6C02 - **434 3RD STREET NE** - Permittee: Kady Group, Inc. - Owner: Kady Group, Inc. - Excavation: Sewer Lateral Connection to 4" (Trench), Water Lateral Connection to 2" (Trench), Fixture: Hand Rail (36" high for ADA, 30"-42" high other), Knee Wall to 30", Landscaping: Hedge to 36" tall, Paving: Curb & Gutter(s), Sidewalk(s), Projections: Areaway Entrance, Awning(s), Bay Window(s), Stoop & Steps, Window Well(s) # 275605
Discussion: The applicant stated that this is a land locked property and that there is no way to push back the building. The Office of Planning stated that the projection is for a new building and there is no reason why the steps can't be compliant (projections shall be no more than six feet five inches.) Historic and UFA have also provided comments.

1:05pm – 1:06 pm

Tabled at the request of applicant - Vote: 4 to 0

- 12) - **16TH STREET NW AND BELMONT STREET NW** - Permittee: Westbrook Partners - Owner: Westbrook Partners - Fixture: Hand Rail (36" high for ADA, 30"-42" high other), Retaining Wall to 42", Wall (Exception over 42"), Paving: Curb & Gutter(s), Driveway(s) Close Existing, Driveway(s) New -Residential, Leadwalk w/Steps, Projections: Bay Window(s), Canopy # 276942
Per Michael O'Hare during PSC meeting

1:05 pm – 1:06 pm

Tabled - Vote: 4 to 0

- 13) ANC 4D,ANC 4D02,02 - **419 KENNEDY STREET NW,423 KENNEDY STREET NW** - Permittee: Stephen duPont, Jr. - Owner: Charles Paret - Excavation: Front Yard (In Public Space), Fixture: Retaining Wall to 42", Landscaping: New Tree Space(s), Paving: Leadwalk Repair/Replace Existing, Patio (porous concrete/pervious pavers ONLY) # 233328

Applicant failed to appear; no show

1:05pm – 1:06 pm

Tabled at the request of applicant - Vote: 4 to 0

- 14) - **MICHIGAN AVENUE NE AND IRVING STREET NE** - Permittee: Buchanan Partners - Owner: - Paving: Driveway(s) Close Existing, Driveway(s) New- Commercial # 243675
Per Michael O'Hare during PSC meeting

1:05 pm – 1:06 pm

Tabled at the request of applicant - Vote: 4 to 0

- 15) ANC 5D01 - **1270 4TH STREET NE** - Permittee: Union Market Apartments LLC - Owner: Union Market Apartments LLC - Excavation: Fire Hydrant(s), Manhole Installation, Vault(s) L'XW', Paving: Curb & Gutter(s), Driveway(s) New- Commercial, Sidewalk(s), Projections: Canopy # 264352
Per Michael O'Hare during PSC meeting

1:10 pm – 1:37 pm

Approve w/Modifications - Vote: 4 to 0

- 16) ANC 2B,ANC 2B05,05 - **717 MADISON PLACE NW,1520 H STREET NW** - Permittee: Jeffrey Simmons - Owner: Jeffrey Simmons - Fixture: Bollard(s) (Exception), Landscaping: Tree Planting, Tree Removal, Paving: ADA Curb Ramp, Curb & Gutter(s), Sidewalk(s) # 264652
The bollards at the top of the curb ramp and the one that is perpendicular at the driveway have a clear space of 42 inches to allow for ADA access

1:38 pm – 2:00 pm

Approved w/Conditions - Vote: 4 to 0

17) ANC 2C01 - 619 14TH STREET NW - Permittee: 14th & G Street Holdings, L.P. c/o LPC Commercial Services, Inc. - Owner: 14th & G Street Holdings, L.P. c/o LPC Commercial Services, Inc. - Excavation: Underground Garage Projection (Total Levels), Fixture: Bike Rack(s): DDOT Standard, Bike Share Station, Trash Receptacle(s) (Exception), Landscaping: New Tree Space(s), Tree Fence(s), Tree Planting, Paving: ADA Curb Ramp, Alley(s), Curb & Gutter(s), Leadwalk Only, Mill and Overlay, Sidewalk(s), Projections: Bay Window(s), Canopy # 220629

Discussion: This is the second time before the PSC. The applicant has worked with agencies with regards to the analysis of the vaults being in-filled or restructured at the top and the vibrations. If this is done it would cause damage to the structure of the building. The applicant also stated that no non-compliant fixtures will be installed and the bike share station will only be moved temporary during construction.

-Matthew Marcou wants DCRA thru Mr. Wiley ; he will sign off on the plan that shows the treatment of the vault

The London Pavers will be maintained, the double-globe lighting will be maintained, the street trees are in compliance with Urban Forestry Regulations

-The applicant must also file a Maintenance of Covenant for the non-standard fixtures, paveers.

The PSC was adjourned at 2:04 pm.