

GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT OF TRANSPORTATION



d. Public Space Regulation Division

PUBLIC SPACE COMMITTEE HEARING

Meeting Minutes

1100 4th Street SW, 2nd Floor

Thursday, February 28, 2019 at 09:00 AM

**Please be advised that, while we strive to move through the agenda as promptly as possible, proposed review times are estimated*

The meeting was called to order by Matthew Marcou (Chair) at 9:17 am with the following committee members present: Julia Hudson, , Anna Chamberlin, Chris Shaheen, Mercedeli Mesa (new DCRA representative introduced), Andrew Wiley, Elliott Garrett

Consent Agenda

9:17 am – 9:23 am

Vote: 5 to 0 - Approved as Submitted

- 1) ANC 6A01 - **1016 H STREET NE** - New Sidewalk Cafe Un-Enclosed - Permittee: CTE LLC - CTE LLC # 10704245

Vote: 5 to 0 - Approved as Submitted

- 2) ANC 3E05 - **4200 WISCONSIN AVENUE NW** - New Sidewalk Cafe Un-Enclosed - Permittee: BO BLAIR - SCRIBONE LLC - BO BLAIR - SCRIBONE LLC # 10704976

Vote: 5 to 0 - Approved as Submitted

- 3) ANC 5E01 - **3135 8TH STREET NE** - Permittee: Dan Gordon - Owner: Dan Gordon - Paving: Driveway(s) New- Commercial # 321729

Vote: 5 to 0- Approved as Submitted

- 4) ANC 2F01 - **1701 14TH STREET NW** - Permittee: Matt Harris c/o Fivesquares at 1701, LLC - Owner: Matt Harris c/o Fivesquares at 1701, LLC - Fixture: Street Fixture or Furniture (Exception) # 322234

General Agenda

9:53 am - 10:34 am

Vote: 5 to 0 – Denied

A building application has not been submitted for the building design; and there is no need for a public space permit at this time.

- 1) ANC 7B04 - **3214 O STREET SE** - Permittee: Charles Bunton - Owner: Charles Bunton - Landscaping: Tree Planting, Tree Removal, Paving: Driveway(s) New -Residential # 323134

Discussion: The applicant stated that he's building this house for himself and his wife.

The structural integrity of the wall design was requested by the applicant from the builder and the applicant has civil engineered drawings and they have WASA approved and the certificates. The applicant was asked if DCRA has reviewed your plans for the construction by the Chair (Matthew Marcou) and the answer was no, not yet by the applicant. The applicant (Mr. Bunton) also stated that the curb cut would lead to proposed garage. The applicant was advised to contact the Office of Zoning.

ANC -7B Commissioner – Ms. Nichole McDermott-Smith- Neighbor’s concerns are the retaining wall and any proposed construction that will affect the homes that surrounds the existing retaining wall. There was also some construction that was done and damage occurred to resident’s property and had to be repaired. Alberta Paul – Penn Branch Association – Several other people have tried to build on this lot. The geographic location where the structure where the wall exist. O Street was a creek that ran into the Anacostia River the District allowed the land to be backfilled. The wall is a mile long and is the drainage system for the surrounding homeowners. The wall has collapsed three times. The wall collapsed. The wall was rebuilt in 1999 by the City to manage the wall. The residents got the City to do a comprehensive study and rebuild a wall and asked that no one be able to build on the land below the wall. There have been eleven applicants applying to build at this location and she wishes that the City would maintain the integrity of the existing wall and the neighbor’s property.

The applicant stated that he was aware of the collapse twenty years ago. The applicant went to Nicholson and got the plans that the previous owner had submitted.

The Chair explained to both the applicant and the community leaders and associations that the PSC only has jurisdiction of the public space only and the discussion that have taken place are related to the Building Permit. The applicant has not applied for a Building Permit to date. The engineering issue needs to be resolved before the applicant comes back before the PSC for the driveway.

9:29 am – 9:52 am

Vote: 5 to 0 – Approve with Conditions

- 1. Close the two curb cuts one on 15th Street and P Street and provide appropriate streetscape elements**
 - 2. Have Fire EMS approve the revised plan in Tops**
 - 3. Determine is a Code Modification is necessary for the steps and ramps on P Street and for the door swings. If a modification is needed the PSC supports the modification as designed or minor revisions The Office of Planning will review/approve prior to approval**
 - 4. The gate swings on the café layout must be inward.**
- 2) ANC 2F02 - **1460 P STREET NW** - New Sidewalk Cafe Un-Enclosed - Permittee: Phillips Seafood - P Street LLC - Phillips Seafood - P Street LLC # 10706290
- Discussion:*
- The applicant stated that the fire hydrant is on the most current drawing (uploaded on 2/7/2019). The adjacent curb cut will be restored since the driveway will no longer be used by the applicant. The entrance is illegal; however since it will now make the location ADA accessible. The applicant needs to show the clear distance of pedestrian right of way. The applicant must show the Siamese connection on the drawings. The applicant must close two existing curb cuts that and add a street tree to the revised plans. The applicant must get the curb cuts closures before you are able to get the café permit. by applying for a Construction application. The gates must not swing outward into the public space and can’t open in a manner that obstructs public space.*

10:35 am - 10:45 am

Approved w/Condition Vote: 5 to 0

The applicant must obtain a Special Tree permit and upload the tree permit prior to the issuance of this permit. Washington Gas must approve/review prior to issuance of this permit.

Note: The applicant will obtain a traffic control plan will be submitted at a later time with the Occupancy permit.

- 3) ANC 4D01 - **917 KENNEDY STREET NW** - Permittee: ISSAC PINTO - Owner: ISSAC PINTO - Projections: Areaway Entrance, Bay Window(s), Stoop & Steps, Window Well(s) # 320480

Discussion: The applicant stated that based on discussion with the Office of Planning the applicant redesigned and resubmitted drawings and presented to the ANC and received support from them. Then the applicant made another revision to address the other agencies comments and concerns.

10:45 am - 11:09 am

Vote: 5 to 0 – Tabled the application

To allow the applicant to redesign the elements in the Building Restriction area. Redesign must go through a complete review in Tops by all reviewers before coming back before the Public Space Committee

- 4) ANC 3C08 - **3120 CLEVELAND AVENUE NW** - Permittee: AUSTRALIAN EMBASSY - Owner: AUSTRALIAN EMBASSY - Fixture: Wall/Fence Combo (Exception over 42"), Paving: Driveway(s) Repair or Replace, Leadwalk Only, Sidewalk(s) # 321760

Discussion: All of the construction is occurring within the Building Restriction Line. ANC is in support of this project. The essence is to improve security and make the security booth more visible to the surrounding neighbors. The applicant is also creating a lift to have visitors be able to safely get into the building. The visual impact is limited because the work will all take place behind the brick wall. The Chair and Ms. Chamberlin asked why the guard's booth is needed for temporary use and the installation of the facilities (bathroom) in being included since there are facilities that are just a slight distance away. The applicant replied that it was a customer preference to include the restroom with the guard's booth.

11:10 am - 11:49 am

Vote: 5 to 0 - Approve in Part/ Table in part

The café layout is approved PSC maintaining the 10 foot from the back of the tree box pedestrian pathway

The applicant needs to do a field visit for actual measurements for this cafe

No amplified music within the sidewalk café was approved

The PSC tabled the days of the week and the hours of operations to come back before the PSC after the ABRA meeting.

The applicant will resubmit the outcome from ABRA and a revised plan with the ten feet of clearance and the trash containers removed from plans and remove the door swing on Connecticut Avenue side of the restaurant.

Staff will take a look at the DCRA building plans and address the door that is swinging into public space (Elliott Garrett).

- 5) ANC 2B07 - **1301 CONNECTICUT AVENUE NW** - New Sidewalk Cafe Un-Enclosed - Permittee: TOKYO BAR DUPONT LLC TOKYO BAR DUPONT LLC - TOKYO BAR DUPONT LLC TOKYO BAR DUPONT LLC # 10698803

Discussion: Office of Planning asked applicant if they uploaded the specifications for the planters and plantings. The applicant stated that the thirty-six inches was the combined height. The awning height is eight feet and the ridge is nine feet six inches. The applicant was asked to show the property line on the drawings submitted.

Neighbor's concerned – (Palladium- Ms. Gaskins) have some issues which fall under ABRA's concerns with noise, hours of operation and the applicant wanted an approval from PSC.

The PSC took a break for lunch until 12:20 pm (half an hour)

At 12:23 pm the PSC called back to order

12:26 pm - 1:11 pm

Vote: 5 to 0 – Approved with

Modifications

I Street:

Ramp – Increase the width of the ramp to provide five feet between the interior edges of the railings.

Delaware Avenue:

Stairs – Revise plans to show that the stairs start no closer than twelve feet from the face of curb and no more than ten feet from the building

Widen the ramp to provide eight feet of width

The applicant will submit the revisions as requested by UFA

- 6) ANC 6D02 - **850 DELAWARE AVENUE SW** - Permittee: DEPARTMENT OF GENERAL SERVICES - Owner: DEPARTMENT OF GENERAL SERVICES - Fixture: Bench(es), Fence to 42" (Open Design), Landscaping: Tree Planting, Paving: Leadwalk Only, Projections: ADA Ramp, Stoop & Steps # 300255

Discussion: The ramps are the items that have issues, the ANC supports the design however; reviewers PSD, TWZT, UFA. The I Street side issue is the ramp needs to be widened to five feet, and reduce the steps and the interior railing will be five feet and pull back two feet and should not extend no more than ten feet from the face of the building. The Delaware Avenue side issues is with the width of the ramp (widen to ten feet)

1:12 pm – 1:24 pm

Vote: 5 to 0 – Approve as Submitted

- 7) ANC 8D02 - **4656 LIVINGSTON ROAD SE** - Permittee: SOUTHERN AVENUE OWNER LLC - Owner: SOUTHERN AVENUE OWNER LLC - Fixture: Bike Rack(s): DDOT Standard, Trash Receptacle(s) (Exception), Landscaping: New Tree Space(s), Stormwater Mgmt (serve public), Tree Planting, Tree Removal, Over Head Work: Streetlight(s) Installation, Paving: Curb & Gutter(s), Mill and Overlay, Sidewalk(s) # 321828

Discussion: Proposing two curb cuts in public space. The applicant will upload the Special Tree Permit. We already cancelled the duplicated application # 278531

1:25 pm - 1:32 pm

Vote: 5 to 0 – Approved with Condition

***Once the following reviewers have commented on revised drawings that were submitted:
Street lights Divisions, Planning & Sustainability Division and IPMA/Storm Water
Management***

- 8) ANC 5D01 - **1401 OKIE STREET NE** - Permittee: DOUGLAS DEVELOPMENT CORP - Owner: DOUGLAS DEVELOPMENT CORP - Fixture: Bike Rack(s): DDOT Standard, Fence to 42" (Open Design), Wall, Free Standing (Exception over 30"), Landscaping: New Tree Space(s), Stormwater Mgmt (w/Curb Drain), Tree Planting, Paving: ADA Curb Ramp, Curb & Gutter(s), Driveway(s) New- Commercial, Sidewalk(s) # 321659

Discussion: The applicant is willing to modify plans to show the signs per Planning & Sustainability Divisions, PSD and the IPMA/Storm Division Water Management and the revised plans per the Streetlights Division

The PSC meeting was adjourned at 1:34 pm by Matthew Marcou