



Government of the District of Columbia
ADVISORY NEIGHBORHOOD COMMISSION 3/4G

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ANC 3/4G Resolution
Supporting Clarification to the Attachments to the Resolution
Regarding Proposed Maret School Sports Field
BZA Case No. 20643
Adopted on February 28, 2022
January 23, 2023

BACKGROUND & RATIONALE:

1. On February 28, 2022, ANC 3/4G passed a "Resolution Regarding Proposed Maret School Sports Field BZA Case No. 20643" with a vote of 7-0-0 in support of Maret School's (Maret's) application in BZA Case No. 20643. The resolution included an attachment (MOU), "ANC 3/4G's Proposed Conditions for Maret's BZA Application No. 20643, February 28, 2022," that incorporates conditions agreed upon by the ANC and Maret/ECC.
2. The MOU between the ANC and [Maret/ECC] provides for the creation of a task force to help ensure that the terms of the MOU are met by all parties.
3. Section 6(A), Dispute Resolution (page 20), of the MOU states, "Any person claiming that Maret or Maret's contractors has violated any of these conditions may submit a complaint to the Task Force. The Task Force will attempt to resolve the dispute informally. The Task Force may impose reasonable fines and/or require performance of the obligations imposed by these conditions. The total amount of fines will be capped at \$25,000."
4. Code of the District of Columbia, § 1-309.11. Advisory Neighborhood Commissions — Meetings; bylaws governing operation and internal structure; officers; open meetings.D.C.

Code, Section **(f-1)** states, "Committees and task forces of a Commission shall be advisory only, except that a Commission may officially adopt committee or task force determinations. A Commission shall not delegate official decision-making authority to any committee or task force."

5. Article VI, Section 4 of the 2021 By-Laws of Advisory Neighborhood Commission 3/4G provides in pertinent part that Committees "shall be advisory to the Commission only and shall not act on behalf of the Commission, or represent their recommendations as official Commission policy to others, without having obtained formal authorization of the Commission. A Commission shall not delegate official decision-making authority to any Committee ."
6. The decision making authority of this task force must be read consistent with District of Columbia code and our By-laws.

RESOLVED:

1. To the extent that any language in the MOU implies that the task force is empowered to make decisions without having first obtained formal authorization of the Commission, this resolution clarifies that the task force is not so empowered and that authorization by the Commission must be obtained before any task force recommendation is effective.

APPROVED at a regular public meeting, notice of which was properly given and at which a quorum of four (4) or seven (7) members was present on January 23, 2023 by a vote of X yes, X no, X abstentions.

Lisa R. Gore

Lisa R. Gore, Chair

James Nash

Jim Nash, Secretary