COUNCIL OF THE DISTRICT OF COLUMBIA COMMITTEE OF THE WHOLE COMMITTEE REPORT

1350 Pennsylvania Avenue, NW, Washington, DC 20004

DRAFT

TO: All Councilmembers

FROM: Chairman Phil Mendelson

Committee of the Whole

DATE: June 4, 2019

SUBJECT: Report on PR 23-164, "Historic Preservation Review Board Outerbridge Horsey

Confirmation Resolution of 2019"

The Committee of the Whole, to which PR 23-164, the "Historic Preservation Review Board Outerbridge Horsey Confirmation Resolution of 2019," was referred, reports favorably thereon and recommends approval by the Council.

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I. BACKGROUND AND NEED

On March 4, 2019, PR 23-164, the "Historic Preservation Review Board Outerbridge Horsey Confirmation Approval Resolution of 2019" was introduced by Chairman Mendelson at the request of the Mayor. The purpose of PR 23-164 is to confirm the re-appointment of Mr. Outerbridge Horsey as a public member of the Historic Preservation Review Board (the Board) for a term to expire July 21, 2022. Mr. Horsey is a Ward 2 resident.

Mr. Horsey is an architect with years of civic engagement, and owner of Outerbridge Horsey Associates, PLLC, a DC Certified Small Business Enterprise. He earned his Bachelor of Arts and Master of Architecture from the University of Pennsylvania. He holds professional

¹¹ PR23-164, Historic Preservation Review Board Outerbridge Horsey Confirmation Resolution of 2019: Public Hearing before the Council of the District of Columbia Committee of the Whole, May 2, 2019, at page 2 (written testimony of Outerbridge Horsey, nominee) [hereinafter Horsey 5.2.19 Written Testimony].

architectural licenses in the District of Columbia, Maryland, and Virginia. Mr. Horsey is also a native Washingtonian.

Since 1988, Mr. Horsey's design firm, Outerbridge Horsey Associates, has provided architectural services to residential, institutional, and commercial clients. In his testimony before the Committee at the May 2, 2019 roundtable on PR 23-164, Mr. Horsey described "many of the firm's projects [that] have been directly associated with historic buildings and contexts" such as the Georgetown University Alumni House, the Volta Building, the Dupont Renaissance Condominiums, and the Dumbarton House Museum. Additionally, Mr. Horsey has taken the lead on several award winning residential projects, including Myrtle Grove in Talbot County, Maryland and 40 Division Street in Newport, Rhode Island. As an architect, Mr. Horsey has presented before the HPRB several times as well as before numerous other historic review boards.

In 1992, Mr. Horsey, along with two other partners, produced the Map of Georgetown, a 4-color offset-lithograph, limited edition print, which was hand drawn using aerial photographs and highlighted Georgetown's 11 national historic landmarks. Mr. Horsey is currently a member of the American Institute of Architects (AIA) as well as a DC AIA member. Mr. Horsey's breadth of architectural design and historic preservation experience will enable him to make thoughtful contributions as a Board member.

Further, Mr. Horsey has demonstrated his commitment to public service in the District over the past several decades. He was the first President of the Board of Directors of the Georgetown Ministry Center, a nonprofit group dedicated to serving the homeless in and around Georgetown. Mr. Horsey also served on the Hurt Home Advisory Board for emotionally disturbed DC youths for several years in the early 1990s. He has been active for many years in the Citizens Association of Georgetown, serving on its Board and as a member of its Historic Preservation and Zoning Committee. For the past five years, Mr. Horsey has served as a trustee of the Foundation for the Preservation of Historic Georgetown, which holds over 100 open space conservation and historic façade easements.⁵ In 2016, Mr. Horsey was appointed to the HPRB for a three-year term as a public member.

The Historic Preservation Review Board was created by the "Historic Landmark and Historic District Protection Act of 1978" (District Act). This law includes a section declaring the purposes behind the legislation, which include: to protect and enhance landmarks and districts "which represent distinctive elements of the city's cultural, social, economic, political, and architectural history," to in turn "[s]afeguard the city's historic, aesthetic and cultural heritage," in order to foster civic pride in the history of the city, to enhance and perpetuate tourism, to bolster the economy, and to generally promote the use of the District's landmarks and historic districts "for the education, pleasure, and welfare of the people" of the city.

² *Id*. at 2.

 $^{^{3}}$ Id.

⁴ *Id*.

⁵ Id.

⁶ See Bill 2-367; D.C. Law 2-144 (codified at D.C. Official Code § 6-1101 et seq. (2014)).

⁷ D.C. OFFICIAL CODE § 6-1101(a) (2016).

The Board is composed of nine members appointed by the Mayor after confirmation by the Council. The District Act requires that the Board shall be constituted and its members qualified in order to comply with the requirements for a State Review Board pursuant to the National Historic Preservation Act of 1966 (federal Act) and federal regulations. The federal Act was enacted in 1966 as a response to the destruction of older buildings and neighborhoods following World War II and to preserve the history and heritage of the nation. With the federal law, a national framework was established that linked national with local historic preservation efforts, creating historic preservation offices in the states and the District, expanding the National Register of Historic Places to include state and local properties, and making preservation grants available to the states.

Resolution # **Position Appointee Term Expiring:** Residency PR 23-164 **Public Member Outerbridge Horsey** July 21, 2022 Ward 2 Ward 6 R. 22-837 Architectural Historian Member Gretchen K. Pfaehler July 21, 2018 R. 22-836 Andrew P. Aurbach July 21, 2021 Ward 3 Historian Member R. 22-835 July 21, 2021 Archeologist Member Ward 2 Brian D. Crane R. 22-834 **Public Member** Marnique Heath July 21, 2021 Ward 6 R. 22-397 Thomas G. Brokaw July 21, 2020 Ward 4 **Architect Member** R. 22-416 Sandra Jowers-Barber July 21, 2020 Ward 4 Historian Member July 21, 2019 R. 21-584 Public Member Linda Greene Ward 8 July 21, 2019 R. 20-583 **Architect Member** Chris Landis Ward 4

Table 1: Membership of the Historic Preservation Review Board

The federal regulations for State Review Boards require that all Board members have "demonstrated competence, interest, or knowledge in historic preservation." Additionally, a majority of the members must meet the "Secretary of the Interior's (Historic Preservation) Professional Qualification Standards." The Secretary's Standards specify professional qualifications for the disciplines of history, archeology, architectural history, architecture, and historic architecture. The members of the Board subject to the Standards must include, at a minimum, one individual meeting the Standards for history, one meeting the Standards for prehistoric archeology or historic archeology, and one meeting the Standards for architectural history. The remaining members of the Board subject to the Standards may represent any of the described disciplines. 15

⁸ Id. § 6-1103(a).

⁹ *Id*.

¹⁰ *Preserving America's Historic Places*, NATIONAL PARK SERVICE, U.S. DEPARTMENT OF THE INTERIOR, http://www.nps.gov/history/40th/ (last visited Mar. 28, 2016).

¹¹ See Tanya Edwards Beauchamp, From Germany to America: Historic Preservation Solutions for Adolf Cluss Buildings 1962-2005 2 (undated), available at: http://goo.gl/VqxS3s.

¹² 36 C.F.R. § 61.4(f)(1) (2016).

¹³ Id.

 $^{^{14}}$ *Id.* (The regulations state that one person may meet the standards for more than one required discipline. *Id.*). 15 *Id.*

Mr. Horsey is nominated for re-appointment as a public member of the Board. As discussed in Table 2 below, there are a number of qualifications required for a Board member specializing in a certain area, but not for public members. The regulations discussed above do require demonstrated competence, interest or knowledge in historic preservation. In his testimony, Mr. Horsey notes that he meets the Secretary of the Interior's Historic Preservation Professional Qualification Standards for Historic Architecture. ¹⁶ Mr. Horsey meets that requirement given his experience with historic preservation in architectural design, as well as his demonstrated dedication to historic preservation in his community and elsewhere.

D.C. Law 21-144 specifies that all appointments to the Board: "...shall be made with a view toward having its membership represent to the greatest practicable extent the composition of the adult population of the District of Columbia with regard to race, sex, geographic distribution and other demographic characteristics." Each member serves a term of three years, and terms are staggered so that one-third of the appointments expire each year. Mr. Horsey's nomination by the Mayor for appointment is for a term to end July 21, 2022.

The duties of the Board include:

- Advising the Mayor on whether proposed demolitions, alterations, subdivisions, and new construction affecting historic properties in the District are compatible with the Historic Landmark and Historic District Protection Act of 1978 (D.C. Law 2-144; D.C. Official Code § 6-1101 et seq.);
- Designating and maintaining a current inventory of historic landmarks and historic districts;
- Performing the functions and duties of a State Review Board pursuant to D.C. Law 2-144 and the National Historic Preservation Act (16 U.S.C. 470 et seq.);
- Acting on referrals from the Foreign Missions Board of Zoning Adjustment relating to the demolition, alteration, or new construction of foreign missions, chanceries, and international organizations located in historic districts or that are historic landmarks, pursuant to the Foreign Missions Act (22 U.S.C. § 4306); and
- Other functions and duties relating to the "protection, preservation, enhancement and perpetuation of the historic, architectural, cultural and aesthetic heritage" of the District as assigned by the Mayor.¹⁹

¹⁶ Horsey 5.2.19 Written Testimony, page 3

¹⁷ D.C. OFFICIAL CODE § 6-1103(b) (2014).

¹⁸ *Id*.

¹⁹ *Id.* § 6-1103(c); D.C. MUN. REGS. tit. 10C, § 106 (2004).

Table 2: Secretary of the Interior's Professional Standards for Historic Preservation²⁰

Discipline		Professional Qualifications
History	•	 Graduate degree in history or closely-related field; or Bachelor's degree in history or closely-related field, plus one of the following: 1. At least two years of full-time experience in research, writing, teaching, interpretation, or other demonstrable professional activity with an academic institution, historic organization or agency, museum, or other professional institution; or 2. Substantial contribution through research and publication to the body of scholarly knowledge in the field of history.
Archeology Architectural History		 Graduate degree in archeology, anthropology, or closely-related field, plus: At least one year of full-time professional experience or equivalent specialized training in archeological research, administration, or management; At least four months of supervised field and analytic experience in general North American archeology, and Demonstrated ability to carry research to completion. For prehistoric archeology, must also have at least one year of full-time professional experience at a supervisory level in the study of archeological resources of the prehistoric period. For historic archeology, must also have at least one year of full-time professional experience at a supervisory level in the study of archeological resources of the historic period. Graduate degree in architectural history, art history, historic preservation, or closely-related field, with coursework in American architectural history, or Bachelor's degree in architectural history, art history, historic preservation or closely-related field, plus one of the following: At least two years of full-time experience in research, writing, or teaching in American architectural history or restoration architecture with an academic institution, historical
		organization or agency, museum, or other professional institution; orSubstantial contribution through research and publication to the body of scholarly knowledge in the field of American architectural history.
Architecture	•	Professional degree in architecture plus: 1. At least two years of full-time experience in architecture; or 2. A state license to practice architecture.
Historic Architecture		Professional degree in architecture, or state license to practice architecture, plus one of the following: 1. At least one year of graduate study in architectural preservation, American architectural history, preservation planning, or closely- related field; or 2. At least one year of full-time professional experience on historic preservation projects. Graduate study or experience must include detailed investigations of historic structures, preparation of historic structures research reports, and preparation of plans and specifications for preservation projects.

Mr. Horsey brings to the Board an expansive background in architectural design and historic preservation, as well as familiarity with the District's diverse and numerous historic districts. ²¹ Mr. Horsey's dedication to maintaining historic character while allowing for sensible

²⁰ Archeology and Historic Preservation: Secretary of the Interior's Standards and Guidelines [As Amended and Annotated], NATIONAL PARK SERVICE, http://goo.gl/qDMbmn (last visited Mar. 28, 2016).

²¹ See Horsey 5.2.19 Written Testimony, at 4.

and practical development will allow him to contribute significantly to the HPRB.²² The Committee recommends the confirmation of Mr. Outerbridge Horsey's nomination for reappointment as a public member of the Historic Preservation Review Board.

II. LEGISLATIVE CHRONOLOGY

March 4, 2019	PR 23-164, "Historic Preservation Review Board Outerbridge Horsey Confirmation Resolution of 2019" is introduced by Chairman Mendelson at the request of the Mayor.
March 5, 2019	PR 23-164 is officially "read" at the legislative meeting; on this date the referral of the proposed resolution to the Committee of the Whole is official and the 90-day period for Council review begins. If the measure is not acted upon by the Council before June 11, 2019, PR 23-164 will be deemed disapproved.
March 8, 2019	Notice of Intent to Act on PR 23-164 is published in the <i>District of Columbia Register</i> .
April 12, 2019	Notice of a Public Roundtable on PR 23-164 is published in the <i>District of Columbia Register</i> .
May 2, 2019	The Committee of the Whole holds a public roundtable on PR 23-164.
June 4, 2019	The Committee of the Whole marks-up PR 23-164.

III. POSITION OF THE EXECUTIVE

Mr. Horsey is the Mayor's nominee for one of nine positions appointed by the Mayor to the Historic Preservation Review Board.

IV. COMMENTS OF ADVISORY NEIGHBORHOOD COMMISSIONS

The Committee received no testimony or comments from any Advisory Neighborhood Commission on PR 23-164.

V. SUMMARY OF TESTIMONY

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²² PR23-164, Historic Preservation Review Board Outerbridge Horsey Confirmation Resolution of 2019: Public Hearing before the Council of the District of Columbia Committee of the Whole, May 2, 2019 (oral testimony of Outerbridge Horsey, nominee).

The Committee of the Whole held a public roundtable on PR 23-164 on Thursday, May 2, 2019. The testimony summarized below is that from the roundtable pertaining to Mr. Horsey. Copies of the written testimony are attached to this report.

Rebecca Miller, Executive Director, DC Historic Preservation League testified about the League's mission with regard to historic preservation in the District, its concerns over qualifications of various nominees under consideration to be on the Board, and noted support for Mr. Outerbridge's nomination.

Sally Berk, Committee of 100 for the Federal City, testified about the Committee's concerns regarding various nominees under consideration for re-appointment on the Board.

Outerbridge Horsey, Nominee, testified and answered questions regarding his background and experience as it pertains to the HPRB, and his interest in serving on the Board. He described his experience working on a variety of architectural projects involving historic preservation in the District and his familiarity with the HPRB. Mr. Horsey emphasized the importance of recognizing that all of the historic districts in DC "represent a broad range of architectural styles and with their social and demographic diversity they make a tremendous contribution to the richness and beauty of Washington, DC."²³

The Committee also received a letter jointly signed by the Stephen Hansen, Committee of 100 for the Federal City and Rebecca Miller, DC Historic Preservation League that raised concerns regarding various nominees under consideration to be on the Board. The letter is attached to this report. The Committee received no testimony or comments in opposition to PR 23-164.

VI. IMPACT ON EXISTING LAW

Nine positions exist on the Historic Preservation Review Board that require Council confirmation. Pursuant to D.C. Official Code § 6-1103(a), the Board shall be constituted and its members qualified in order to meet the requirements for a State Review Board under regulations issued pursuant to the National Historic Preservation Act of 1966. These regulations require all Review Board members to have "demonstrated competence, interest, or knowledge in historic preservation," and that a majority of Board members meet the Secretary of the Interior's Professional Qualification Standards for Historic Preservation.²⁴ That majority must specifically include at a minimum, one individual meeting the Secretary's Standards for history, one meeting the Standards for architectural history.²⁵ One member may meet the Standards for more than one of the required disciplines, and the other members required to meet the Standards may represent any of the described disciplines.²⁶ Thus, five members of the Board must meet the Standards as described above, while the other four members are not so required. As a public member, Mr. Horsey is not required to meet the

²³ Horsey 5.2.19 Written Testimony, at 2.

²⁴ 36 C.F.R. 61.4(f)(1) (2016).

²⁵ *Id*.

²⁶ *Id*.

Secretary's standards for professional qualifications, although he is a licensed architect. Additionally, Mr. Horsey does meet the standard of having a demonstrated competence, interest, and knowledge in historic preservation.

VII. FISCAL IMPACT

PR 23-164 will have no fiscal impact on the District of Columbia budget or financial plan. Pursuant to D.C. Official Code § 1-611.08(c)(2)(h), Historic Preservation Review Board members are compensated for their services at a rate of \$25 per hour, with a cap of \$3,000 per board member per year.²⁷ The compensation for members of the Board is included as part of the annual budget for the Office of Planning.

VIII. SECTION-BY-SECTION ANALYSIS

Section 1	States the short title of PR 23-164.
Section 2	Confirms the appointment of Outerbridge Horsey as a member of the Historic Preservation Review Board for a term to expire July 21, 2022.
Section 3	Requires that a copy of the resolution, upon adoption, be transmitted to the nominee and to the Office of the Mayor.
Section 4	Provides that PR 23-164 shall take effect immediately.

IX. COMMITTEE ACTION

X. ATTACHMENTS

1. PR 23-164 as introduced

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 $^{^{27}}$ In the case when the Chairperson of the Board is a public member, that member receives an additional compensation of 20% above the annual \$3,000 cap. See D.C. OFFICIAL CODE § 1-611.08.

- Nominee's response to Committee questions Written testimony and letters in support of nominee Legal sufficiency determination Committee Print for PR 23-164 2.3.
- 4.
- 5.

COUNCIL OF THE DISTRICT OF COLUMBIA 1350 Pennsylvania Avenue, N.W. Washington D.C. 20004

Memorandum

To: Members of the Council

From: Nyasha Smith, Secretary to the Council

Date: March 05, 2019

Subject: Referral of Proposed Legislation

Notice is given that the attached proposed legislation was introduced in the Office of the Secretary on Monday, March 4, 2019. Copies are available in Room 10, the Legislative Services Division.

TITLE: "Historic Preservation Review Board Outerbridge Horsey Confirmation Resolution of 2019", PR23-0164

INTRODUCED BY: Chairman Mendelson at the request of the Mayor

The Chairman is referring this legislation to the Committee of the Whole. This resolution will be deemed disapproved on Tuesday, June 11, 2019 without Council action.

Attachment

cc: General Counsel Budget Director Legislative Services



2019 MAR -4 AM 9: 53

OFFICE OF THE SECRETARY

MURIEL BOWSER MAYOR

P49 - 4 2019

The Honorable Phil Mendelson Chairman Council of the District of Columbia John A. Wilson Building 1350 Pennsylvania Avenue, N.W., Suite 504 Washington, DC 20004

Dear Chairman Mendelson:

In accordance with section 2 of the Confirmation Act of 1978, effective March 3, 1979 (D.C. Law 2-142; D.C. Official Code § 1-523.01, and pursuant to Mayor's Order 83-119, dated May 6, 1983, and to section 4 of the Historic Landmark and Historic Protection Act of 1978, effective March 3, 1979 (D.C. Law 2-144; D.C. Official Code § 6-1103), I am pleased to nominate the following person for reappointment:

Mr. Outerbridge Horsey 1632 32nd St. NW Washington, D.C. 20007 (Ward 2)

as a public member of the Historic Preservation Review Board, for a term to end July 21, 2022.

Enclosed you will find biographical information detailing Mr. Horsey's experience, together with a proposed resolution to assist the Council during the confirmation process.

I would appreciate the Council's earliest consideration of this nomination for confirmation. Please do not hesitate to contact me, or Steven Walker, Director, Mayor's Office of Talent and Appointments, should the Council require additional information.

Sincerely.

Muriel Bowser

Chairman Phil Mendelson at the request of the Mayor A PROPOSED RESOLUTION IN THE COUNCIL OF THE DISTRICT OF COLUMBIA Chairman Phil Mendelson, at the request of the Mayor, introduced the following resolution which was referred to the Committee on _____ To confirm the reappointment of Outerbridge Horsey to the Historic Preservation Review Board. RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the "Historic Preservation Review Board Outerbridge Horsey Confirmation Resolution of 2019". Sec. 2. The Council of the District of Columbia confirms the reappointment of: Mr. Outerbridge Horsey 1632 32nd St. NW Washington, D.C. 20007 (Ward 2) as a public member of the Historic Preservation Review Board, established by Mayor's Order 83-119, issued May 6, 1983and pursuant section 4 of the Historic Landmark and Historic District Protection Act of 1978, effective March 3, 1979 (D.C. Law 2-144; D.C. Official Code § 6-1103), for a term to end July 21, 2022. Sec. 3. The Council of the District of Columbia shall transmit a copy of this resolution, upon its adoption, to the nominee and to the Office of the Mayor. Sec. 4. This resolution shall take effect immediately.

OUTERBRIDGE HORSEY ASSOCIATES, PLLC

OUTERBRIDGE HORSEY, A.I.A.

EDUCATION	University of Pennsylvania, B.A. 1975 University of Pennsylvania, M. Arch. 1980	1971-75 1976-80
PROFESSIONAL EXPERIENCE	Outerbridge Horsey Associates, PLLC Horsey and Thorpe, Architects Washington, DC Outerbridge Horsey, Architect Washington, DC Hartman-Cox Architects, Washington, DC Metcalf and Associates, Architects Washington, DC David C.S. Polk, Architect Philadelphia, PA	2002- 1991-02 1987-91 1985-87 1983-85 1981-82
	District of Columbia License No. 4329 State of Maryland License No. 7633 Commonwealth of Virginia License No. 12220 Commonwealth of Massachusetts, No. 30963 NCARB Certificate No. 53556 LEED Accredited Professional	
PROFESSIONAL AFFILIATIONS	American Institute of Architects, Member DC AIA, Member	
PROFESSIONAL STANDARDS	Secretary's Historic Preservation Professional Qualification Standar for Historic Architecture	rd
REVIEW BOARD EXPERIENCE	US. Commission of Fine Arts, Washington, DC Presentation and te National Capitol Planning Commission, Washington DC testimony Old Georgetown Board, Washington, DC, presentation and testimon Historic Preservation Review Board, Washington, DC. Presentation Historic District Commission, Newport, RI, Presentation Historic District Commission, Nantucket, MA, Presentation	y Ony
CIVIC ACTIVITIES	Friends of Stead Park, Washington DC Board member 2015- Foundation for the Preservation of Historic Georgetown, Trustee, 2 Washington National Monument Society, Member, 2009-; 1st Vice Homewood House Museum, Baltimore MD, Advisory Council, 201 Trees For Georgetown, Washington, DC - Founding Member, 1985 Georgetown Ministry Center, Washington, DC Board of Directors, President 1988 -1992 Citizens Association of Georgetown, Washington, DC Board of Directors, 1992-1997, 1st Vice-president 1995, 1996, Treasu Advisory Neighborhood Commission - 2E, Washington, DC Certificate of Commendation for Significant Contribution, 1997	President 2015- 10-2014 5 – 2008 1987-1994;

PERSONAL: Born in Washington DC; married to Georgina Owen; resident of Georgetown, DC

AWARDS

- 2011 Award of Merit, Historic Resources, American Institute of Architects, DC Chapter for site and building renovations at 40 Division Street, Newport, RI
- 2007 Doris Duke Historic Preservation Award 40 Division Street, Newport, Rhode Island
- 2003 Washington Chapter AIA/Washingtonian Magazine Award Conservatory Addition to the Weinmann House, Washington, DC
- 2003 Northern Virginia Chapter AIA Conservatory Addition to the Weinmann House, Washington, DC
- 1997 Washington Chapter AIA/Washingtonian Magazine Award Killermont A new house for Richard and Katherine Bull
- 1997 Washington Chapter AIA/Washingtonian Magazine Award Dayroom at George Herrick's house in Georgetown
- 1996 Washington Chapter AIA/Washingtonian Magazine Award Lloyd House addition in Kenwood, Bethesda, MD
- 1994 Washington Chapter AIA/Washingtonian Magazine Award Myrtle Grove
- 1993 Award for Excellence, Historic Resources, American Institute of Architects, DC Chapter, for new work at Myrtle Grove, Talbot County, Maryland.

PUBLICATIONS

- 21st Century Homes, Panache Partners, publication Fall 2011
- Dream Homes of Greater Washington DC, Panache Partners, 2007, pp. 202-211
- <u>Creating A New Old House Yesterday's Character for Today's Home</u>, R. Versaci, Taunton Press 2003, Newtown, CT. The project at Myrtle Grove is one of six featured in this book
- <u>Map of Georgetown</u>, copyright Outerbridge Horsey, Florence Stone and Merle Thorpe. Published December 1993 by the Georgetown Map Project. A limited edition, four color offset lithograph print, 22 x 28 inches printed by the Stinehour Press in Lunenburg, Vermont. Map of present-day Georgetown with particular reference was given to historic sites, public green spaces and the street as a document of the history of Georgetown.

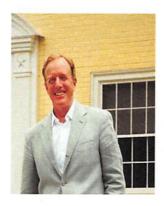
ARTICLES

- The Georgetowner, August 1-23, 2012 "Outerbridge Horsey: An Architect of Georgetown"
- Washington Life Magazine, May 2012, "An American Place" photo article of Watergate apartment
- Chesapeake Home Magazine July/August 2003, "Outdoor Rooms"
- Washingtonian Magazine, June 2003, "Award-Winning Homes" Weinmann House
- Washingtonian Magazine, June 1997, "Award-Winning Homes" Bull House, Herrick House
- DC AIA magazine, June 1995, Emerging Firms, profile of firm: "Horsey and Thorpe Architects, A Commitment to the Community"
- Washingtonian Magazine, June 1994, "Award-Winning Homes: Something Old-Something New
- The Georgetowner, December 7-13, 1993, "The Ultimate Map of Georgetown"
 The Northwest Current, Dec. 1-14, 1993, Real Estate Portfolio "Noteworthy"
- The Georgetown Current, December 1-14,1993, "Charting Georgetown Now & Then"
- Washington Times, November 17, 1993, About Town, "Putting Georgetown on the Map"
- Washington Post Magazine, November 14, 1993, J Street, "Streetwise in Georgetown"
- Washington Post, November 5, 1993, Style Section, "Architects Nab Design Honors" by B.Forgey.
- Washington Post Magazine, May 3, 1992, Spring Home & Design Issue "Let There be Light."
- New Dominion, The Magazine for and about Northern Virginia, "A Country Club in your Back Yard" by Annette Wilkerson Porter, March/April 1991,



Executive Office of the Mayor - Office of Talent and Appointments John A. Wilson Building | 1350 Pennsylvania Avenue, Suite 600 | Washington, DC 20004

Outerbridge Horsey



Outerbridge Horsey is an architect with years of civic engagement, owner of Outerbridge Horsey Associates, PLLC., and current member of the Historic Preservation Review Board.

Georgetown Ministry Center, a non-profit group dedicated to serving the homeless in and around Georgetown. He also served on the Hurt Home Advisory Board for emotionally disturbed DC youths for several years in the early 1990's. For the past five years, he has served as a trustee of the Foundation for the Preservation of Historic Georgetown, which holds over 100 open space conservation and historic façade

Mr. Horsey was the first President of the Board of Directors of the

easements.

During his career as an architect, Mr. Horsey was involved in numerous projects that incorporated historic buildings and received awards for several of those projects. Notably, he has been involved with historic house museums both as a trustee (Homewood House, Baltimore) and as an architect (Dumbarton House, Washington, DC).

A Ward 2 resident, Mr. Horsey received a Bachelor of Arts and a Master of Architecture from the University of Pennsylvania.

Chairman Phil Mendelson, Committee of the Whole 1350 Pennsylvania Avenue NW, Suite 504, Washington, DC 20004

Re: Nomination of Outerbridge Horsey to the Historic Preservation Review Board

Dear Chairman Mendelson:

Thank you for your letter of April 10, 2019.

Herewith are my answers to your questions.

1. Please provide a copy of the Financial Disclosure Statement you filed with the Office of Campaign Finance or the Board of Ethics and Government Accountability. If you have not filed a Financial Disclosure Statement, please provide answers to questions no. 2-8 in lieu of that statement.

Please see below

2. Please provide the name of each business entity transacting any business with the District Government in which you have a beneficial interest valued in excess of \$1,000, including publicly traded stock.

Outerbridge Horsey Associates, PLLC, a full-service architectural firm – no active transactions with the District Government but possible future ones.

3. Please provide the name of each business entity transacting any business (including consulting) with the District Government from which you or your immediate family have received (or are receiving) income for services rendered in excess of \$200 during the past two years.

Friends of Stead Park

- 4. Please provide the name of each business entity transacting business with the District Government in which you or any member of your immediate family serves as an officer, director, partner, or agent. Also list the position(s) held, a brief description of the entity, and any other pertinent details.
- None
- 5. Please provide the name of any lender and the amount of liability for each outstanding liability borrowed by you or any member of your immediate family in excess of \$1,000. Do not include loans from a federal or state insured or regulated financial institution, or from any business enterprise regularly engaged in the business of providing revolving credit or installment accounts.

None

6. Please list the location of all real property located in the District of Columbia in which you have an interest with a fair market value in excess of \$1,000.

1249 31st Street, NW 1632 32nd Street, NW 3018 P Street, NW

7. Please list all professional and occupational licenses held by you.

DC Architect license No 4329 Maryland Architect license No.4683003 Virginia Architect license No. 0401012220

8. Please list any professional organizations of which you are currently a member.

American Institute of Architects

National Council of Architectural Registration Board

US Green Building Council

DC Preservation League

- 9. Please list all boards and commissions connected with the District government on which you are or have been a member, and include the term of service for each. Historic Preservation Review Board December 2016 to present
- 10. Please list any other boards (e.g., Board of Directors of a non-profit) on which you are currently a member.

Foundation for the Preservation of Historic Georgetown Washington National Monument Association Georgetown Ministry Center

11. Do you have any outstanding liability for taxes, fees, or other payments to the District, federal, or other state or local governments, either contested or uncontested? If so, please provide documentation of attempts to pay the amount owed or to resolve the disputed claim.

None

- 12. Do you or any member of your immediate family have any interest, financial or otherwise, that may directly or indirectly pose a conflict of interest for you in performance of your duties as a member of the HPRB?
- 13. Please describe any local political activity (i.e. the District of Columbia local elections or campaigns) that you have engaged in over the past five years, including all campaign contributions to a D.C. candidate or political committee.

 Jack Evans 1,000, Monica Roache 25, Muriel Bowser- 250
- 14. Are you registered with any local, state, or federal government to lobby? If so, list the jurisdiction(s) in which you are registered.

15. Why have you agreed to serve another term and how do you plan to continue to help the Board fulfill its role and mission during you time on the Board I enjoy public service, I enjoy the conservations with applicants and members of the public and Advisory Neighborhood Commissions, I enjoy working with my colleagues on the

and Advisory Neighborhood Commissions, I enjoy working with my colleagues on the HPRB and the staff at HPO and I believe I have been able to contribute meaningfully and constructively to the conversations and actions of the Board.

16. Given that you are being reappointed to the Board, what challenges do you believe the Board has experienced since your time on the Board, and how do you believe these challenges should be addressed moving forward?

Finding the right balance and coming to a decision given the particulars of each case and the opinions of nine diverse people will always be challenging. Keeping an open mind, being mindful of the DC Preservation Law, and engaging in constructive conversation with applicants, the general public, the HPO staff and my fellow Board members is the best way to address these challenges.

17. Please discuss any past and present experiences not already mentioned that you believe are relevant to support your appointment as a member of the HPRB. Please see attached testimony

I look forward to appearing before the Council on Thursday May 2, 2019 at 10:00 am.

Thank you for your consideration.

Sincerely,

Outerbridge Horsey, AIA

Enc:

Testimony of Outerbridge Horsey



Testimony to the Committee on the Whole PR23-0163 Historic Preservation Review Board Linda Greene Confirmation Resolution PR23-0164 Historic Preservation Review Board Outerbridge Horsey Confirmation Resolution PR23-0165 — Historic Preservation Review Board Chris Landis Confirmation Resolution Thursday, May 2, 2019

Rebecca Miller on Behalf of the DC Preservation League

Good morning, Chairman Mendelson and members of the Committee of the Whole. My name is Rebecca Miller, Executive Director of the DC Preservation League (DCPL), Washington's citywide nonprofit that for the past 48 years has been dedicated to advocating for the preservation and protection of the historic and built environment of our nation's capital. I am pleased to be here today and thank you for the opportunity to provide testimony on the three nominees for reappointment to the Historic Preservation Review Board (HPRB).

DC's historic preservation law is one of the strongest and most successful ordinances of its kind in the country. The HPRB members' mandate is to implement and maintain the law on behalf of the Mayor through the designation of historic landmarks and districts and the review of development projects affecting historic properties. DCPL testifies before HPRB on a regular basis by providing reviews of major development projects or making presentations on landmark nominations. We don't expect our nominations will always be successful, or our professional advice incorporated into the review of projects. However, we — as well as other applicants and members of the public — expect the HPRB to be a high functioning body that understands and appropriately applies the regulations enacted to implement the Historic Landmark and Historic District Protection Act of 1978.

Two sets of regulations govern the make-up of the HPRB: one at the federal level mandating certain professional qualifications be represented to allow participation in the National Register programs and qualify for federal grant money, and the other at the city level requiring representation of the composition of the adult population of the District of Columbia with regard to race, sex, geographic distribution and other demographic characteristics, to be met with members who only need have a "demonstrated interest in historic preservation."

As we noted at the 2018 HPRB Nomination hearing, at present there are no members of the Board from Wards 1, 5 and 7. There are, however, three board members from Ward 4, an area of the city that is home to two residential historic districts with fewer than 200 contributing buildings. Ward 1 has more than 3500 contributing buildings in historic districts, Kingman Park in Ward 7 (517 contributing buildings), and Bloomingdale (1697 contributing buildings) in Ward 5...yet none of these Wards are represented on the Board. Geographic diversity is important for communities to feel that their views are taken into account when decisions are being made about their properties or neighborhoods.

DCPL has expressed its concern to both your office and the Historic Preservation Office (HPO) regarding statements by two of today's nominees - Mr. Landis and Ms. Greene. These members have during their past two-and-a-half-year tenures substituted personal criteria for those specified in the law and regulations when making designation decisions and reviewing projects. These types of statements could potentially invite legal challenges in the future. In addition, Mr. Landis on a number of occasions has expressed the opinion that the act of landmark designation is a government "taking." The 1978 Supreme Court decision Penn Transportation Company vs. New York City set the precedent that landmark regulations do not interfere with present use or prevent an owner from realizing a reasonable rate of return on an investment. This is settled case law, and offers no exception for developers, homeowners, nonprofits, etc. In addition, owner objection does not prevent designation under the DC Preservation Act regulations.

Attached to this testimony is a matrix that includes some statements made by both Ms. Greene and Mr. Landis showing where they have inserted personal opinions that are contrary to the standards for decisions to be made under the Historic Preservation Act Regulations.

Finally, we would like to discuss the Mayor's Office of Talent and Appointments (MOTA.) At the March Membership Meeting of the Committee of 100, Director Steve Walker presented the process and procedures for appointments. DCPL pressed Mr. Walker on MOTA's engagement with HPO, and he asserted that he had met with Steve Callcott, Deputy State Historic Preservation Officer regarding the reappointments before you today. Mr. Callcott met with Mr. Walker's office when these individuals were initially nominated in 2016, but no follow up by MOTA took place with regards to performance during this 2019 re-nomination process.

While DCPL supports the reappointment of Mr. Horsey, the organization cannot support the reappointments of Ms. Greene or Mr. Landis. Their demonstrated lack of performance, and the lack of procedural follow-up by MOTA disqualifies these nominees for service on the HPRB. DCPL implores the DC Council to deny approval for the reappointments of Ms. Greene and Mr. Landis. The Mayor should be encouraged to nominate to the HPRB individuals who have a demonstrated interest in Historic Preservation; are from underrepresented Wards with large numbers of protected buildings; and who will follow the mandate of the HPRB as set forth in the Historic Preservation Act.

Historic preservation has a tremendous positive economic and social impact on our city. Residents and others who invest in the city deserve to have a well-functioning, fair board that is well versed in its responsibilities under the Historic Preservation Act.

Thank you for the opportunity to present our concerns and I am happy to answer any questions you or the other members of the committee may have.

Recent Statements of Historic Preservation Review Board Members Landis and Greene

Capitol Historic District Concept for Non-Contributing Building — January 24, 2019

Landis (6:21:25) — "For a façade built in the 1960s and a non-contributing building. I would say that it's open season as far as I'm concerned."

While non-contributing buildings in historic districts are able to be demolished, and have more flexible design options, alterations or new construction must be compatible with the character of the historic district.

Washington Animal Rescue League Designation Hearing – December 20, 2018

Landis (2:12:12) — "I wonder about organization's buying buildings, and not knowing that they could be designated historic down the road because somebody owned them before. It's a great taking in a way. Maybe at the end of the day we're only preserving the façade if we designate this historic because it sounds like everything else could be removed."

Greene agreed with Mr. Landis' assertions and voted in opposition to the nomination.

Precedent set in the Penn Central case asserts that preservation laws do not interfere with an owners' present use or prevent it from realizing a reasonable rate of return on its investment.

St. Paul's Methodist Episcopal Church South Designation Hearing-May 24, 2018

Landis (7:58:10) — "I concur with Linda and the comment about sort of being forced. I realize this is a great taking from the owner, and I wish that we could get out in front of raze permits and construction. It's somewhat disingenuous to allow home owners to buy properties, and then change the rules on them. We all deal with rules in this city and they are complex enough as they are."

The law allows for applications for landmark designation to be filed on a building or site. This was done prior to the issuance of a raze permit that could not have been issued due to the property still being occupied.

Greene (7:51) — "I don't see any real social impact it had on anything that changed America or this city." "I don't see the compelling story here to designate this and I also find it very, very interesting that the African American community that is here...they're not for it. It's the Caucasian and other community trying to save it. If it was that important, I just can't imagine that the Africans Americans aren't fighting to save the church if it meant that much."

There is no criteria in the preservation act that requires individuals of any respective race, gender, creed etc. be present to designate a property.

Ebenezer Methodist Church Concept Hearing - Feb 2018

Greene - expressed concern for the challenges facing African-American churches and stated from the dais that she was "incensed and appalled" at neighbors' opposition to the proposal, urged neighbors to join Ebenezer Church and support the church.

This statement from a District government official violates the Anti-Establishment Clause of the First Amendment, as applied to the District by the Fourteenth Amendment.

GOVERNMENT OF THE DISTRICT OF COLUMBIA Historic Preservation Review Board



Public Roundtable on PR23-0165, the "Historic Preservation Review Board Outerbridge Horsey Confirmation Resolution of 2019"

Testimony of **Outerbridge Horsey**

Nominee for reappointment to the Historic Preservation Review Board

Before the Committee of the Whole Council of the District of Columbia The Honorable Phil Mendelson, Chairperson

> John A. Wilson Building Room 120 1350 Pennsylvania Avenue, NW Washington, DC 20004

Good morning Chairman Mendelson and Councilmembers:

My name is Outerbridge Horsey and I am here this morning to testify and to answer any questions regarding my nomination. I would like to thank you Chairman Mendelson and other members of the Committee for taking the time out to allow me to sit before you all today. I would also like to thank Mayor Bowser for re-nominating me as a public member on the Historic Preservation Review Board.

I was born in Washington, DC, at the Colombia Hospital for Women, a building that has since been repurposed as multi-family condominium building. Though DC was always home and my family maintained a house here, I grew up overseas as the child of a US Foreign Service Officer, living in Japan, Italy and Czechoslovakia. This background no doubt contributed to my later interest in architecture and also gave me an appreciation for different cultures and historical styles. I attended the University of Pennsylvania in Philadelphia and received a B.A. in the Design of the Environment and minor in Classics and Archaeology. After graduation I returned to DC to work for a year as a gardener, as a draftsman in a solar energy firm, and I also took classes at the Corcoran School of Art. A year later, I returned to Penn and earned a Master of Architecture degree from the Graduate School of Fine Arts. After working for a year in Philadelphia I returned to DC where I worked for two firms, Metcalf and Associates and Hartman Cox Architects before becoming licensed as an architect and starting my own firm in 1988. My wife Georgina Owen and I were married in 1992 and have lived in the Georgetown Historic District for many years.

I am the principal of Outerbridge Horsey Associates, PLLC, a design firm providing architectural services to residential, institutional and commercial clients. The firm is a DC Certified Business Enterprise as a Small Business, a Resident Owned Business, and a Local Business. Many of the firm's projects have been directly associated with historic buildings and contexts including the Georgetown University Alumni House, the Volta Bureau, the DuPont Renaissance Condominiums, and Dumbarton House Museum, as well as award winning residential projects, Myrtle Grove, in Talbot County, Maryland

and 40 Division Street in Newport, Rhode Island. Together with two other partners in 1992, I produced the Map of Georgetown, a 4-color offset-lithograph, limited edition print, which was hand drawn using aerial photographs and which highlights the eleven National Historic Landmarks in Georgetown.

In addition to my career as an architect in DC, I have made numerous contributions in public service as the first President of the Board of Directors of the Georgetown Ministry Center, a non-profit group dedicated to serving the homeless in and around Georgetown. The GMC has gone on to become a very successful organization and serves as a model for other neighborhoods. I also served on the Hurt Home Advisory Board for emotionally disturbed DC youths for several years in the early 1990's. I was a co-founder of Trees for Georgetown, a very successful volunteer group which planted street trees at a time when there were no government funds available for planting trees (unlike now). At an earlier time in my life during a summer as a college student I served as a supervisor in the Washington, DC Mayor's Youth Garden Program. I have been active for many years in the Citizens Association of Georgetown serving on the Board and as a member of its Historic Preservation and Zoning Committee. For the past 5 years I have been a trustee of the Foundation for the Preservation of Historic Georgetown, which holds over 100 open space conservation and historic façade easements. I currently also serve as the first vice-president of the Washington National Monument Association

With regards to the Historic Preservation Review Board, it has been my honor and pleasure to serve on the HPRB since December 2016. As stated in my resume, I meet the Secretary of the Interior's Historic Preservation Professional Qualification Standards for Historic Architecture.

I am familiar with the DC historic preservation law and believe that it provides a detailed and well-reasoned approach to preserving the historic architecture of Washington DC for enjoyment and enrichment of its citizens and visitors while sensibly allowing for an increase in economic development and expansion of construction to allow for services, and more housing to attract and to provide for a growing population. I believe it also

sensibly provides for financial assistance where justified by economic hardship to those properties and the owners thereof who are in the need of receiving it.

Over my career as an architect, I have worked in numerous DC historic districts and have interacted with many of the staff members of the Historic Preservation Office. I have always been impressed by the depth of their knowledge of the historic districts in DC, and their commitment to ensuring thoughful planning and intelligent development of buildings and historic sites in those districts.

I believe the HPRB with its nine members, representing qualified professionals in history, architectural history, archaeology and architecture, and citizen members, comprises an exceptionally well-balanced yet diverse group that can work together to achieve a consensus with respect determining that a project is consistent with the Act and serves the public interest. I have enjoyed working with the Chairman and my colleagues on the Board to achieve these goals and I look forward to continuing to do so.

I have visited all of the historic districts in DC. I believe I know them sufficiently to realize that they represent a broad range of architectural styles and with their social and demographic diversity they make a tremendous contribution to the richness and beauty of DC.

Thank you again for allowing me to testify and I will be happy to answer any questions that you may have.





March 14, 2019

The Honorable Phil Mendelson, Chairman Council of the District of Columbia 1350 Pennsylvania Avenue, NW, Suite 504 Washington, DC 20004

Chairman Mendelson:

We are writing today on behalf of the DC Preservation League (DCPL) and The Committee of 100 on the Federal City (C10) regarding the future appointments to the Historic Preservation Review Board (HPRB).

As you know, the HPRB was organized in 1983 under the authority established in the Historic Landmark and Historic Districts Protection Act of 1978, and is the official body of advisors appointed by the Mayor to guide the government and public on preservation matters in the District. In order for HPRB to adequately serve the District and support the mission of the historic preservation office, members of the board are expected to have a working knowledge of the Preservation Act, its regulations, and an understanding of the Secretary of Interior Standards for Evaluation of Historic Properties. Although DCPL and C100 are pleased that in recent years the board members have been receiving training on these standards and other aspects of their responsibilities on HPRB, some board members still reflect no working knowledge and indeed little interest in the regulations enacted along with the 40-year-old Preservation Act.

DCPL and C100 are concerned that statements by certain HPRB members suggest that they are substituting personal criteria for those specified in the law and regulations when making designation decisions and reviewing projects, which could invite legal challenges. In addition, members have made comments that the act of landmark designation is a government "taking." Precedent set in the Penn Central case asserts that preservation laws do not interfere with an owners' present use or prevent it from realizing a reasonable rate of return on its investment.

Two members of the HPRB that have shown little regard for the preservation regulations are Mr. Chris Landis and Ms. Linda Greene. Both members' appointed terms end July 21, 2019. We ask that you discuss these appointments with Mayor Bowser and encourage nomination of new members who have a demonstrated interest in Historic Preservation, as set forth in the HPRB regulations. We have included an attachment that includes statements made by these two board members that are contrary to the regulations set forth under the Preservation Act.

In the past, both DCPL and C100 have made recommendations to the Mayor's Office on Talent and Appointments. These recommendations have not borne much fruit however. Please let us know if you would like us to send you a list of qualified and supportable candidates.

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Sincerely,

Rebecca Miller, Executive Director DC Preservation League 1221 Connecticut Avenue, NW, Suite 5A Washington, DC 20001 202.783.5144 rebecca@dcpreservaiton.org

Kebeurytten

Enclosure

S.a. Dame

Stephen Hanson, President
The Committee of 100 on the Federal City
945 G Street, NW
Washington, DC 20001
202.681.0225
info@committeeof100.net

Statements of Historic Preservation Review Board Members Landis and Greene

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1	DRAFT COMMITTEE PRINT
2	Committee of the Whole
3	June 4, 2019
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8	A PROPOSED RESOLUTION
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11	<u>23-164</u>
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13	
14	IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
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16	
17	
18	
19	To confirm the re-appointment of Mr. Outerbridge Horsey to the Historic Preservation Review
20	Board.
21 22	RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, that this
22	RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLONIDITY, that this
23	resolution may be cited as the "Historic Preservation Review Board Outerbridge Horsey
24	Confirmation Resolution of 2019".
25	Sec. 2. The Council of the District of Columbia confirms the appointment of:
2627	Mr. Outerbridge Horsey
28	(Ward 2)
	(Ward 2)
29	as a multiple manufactor of the Historia Duccementian Devices. December 200 and actabilished by Mayor's Orden
30	as a public member of the Historic Preservation Review Board, established by Mayor's Order
31	83-119, issued May 6, 1983 (30 DCR 3031) pursuant to section 4 of the Historic Landmark and
32	Historic District Protection Act of 1978, effective March 3, 1979 (D.C. Law 2-144; D.C. Official
33	Code § 6-1103), for a term to end July 21, 2022.
34	Sec. 3. The Council of the District of Columbia shall transmit a copy of this resolution,
35	upon its adoption, to the nominee and to the Office of the Mayor.
36	Sec. 4. This resolution shall take effect immediately.