



Kenyan McDuffie  
Ward 5 Councilmember and Chair of the Committee  
on Business & Economic Development  
1350 Pennsylvania Avenue NW,  
Suite 506,  
Washington, DC 20004

July 12 , 2022

Dear Councilmember McDuffie,

On behalf of the Eckington Civic Association, I am writing to request that you, as Chair of the Council Committee on Business and Economic Development, introduce and seek passage of legislation that provides meaningful regulation and enforcement for Last Mile Delivery Services (LMDS), such as GoPuff, in residential and mixed-use zones, including:

- Establishing a specific business classification for LMDS;
- Directing the Department of Consumer and Regulatory Affairs (DCRA) to establish an approval process for applicants similar to that of the Alcoholic Beverage Control (ABC) Board that requires public notice to residents and ANCs and provides an opportunity for communities to enter into agreements similar to settlement agreements that address neighborhood concerns and govern an operation's responsibilities and conduct;
- Directing DCRA to establish clear and timely enforcement, adjudication, and penalty imposition policies to resolve complaints from neighbors or other DC Government agencies without complicated or time-consuming complaint processes;
- Holding LMDS operators fully responsible and accountable for the conduct of their drivers and suppliers, whether direct employees, temporary workers, or contract workers, including for blocking traffic, sidewalks, parking, driveways, and alleys and the creation of untenable noise and litter on our community's streets and sidewalks;
- Requiring LMDS operators to maintain current records of drivers engaged by them, whether employees or contractors, and readily accessible logs of reported complaints or incidents involving their drivers, including of property damage or untoward conduct; and
- Requiring that LMDS facilities:
  - Have adequate private loading and parking for employees and staging for drivers awaiting dispatch per zoning regulations;
  - Apply for and obtain zoning relief for a location if it does not satisfy zoning requirements,

- Establish a traffic control plan satisfactory to residents, ANCs, and the District Department of Transportation (DDOT) and incorporate such plan into a jointly negotiated settlement agreement between the local ANC and the applicant;
- Apply for and obtain permits from DDOT and/or the Public Space Committee to use designated on-street space for commercial pick-up and drop-off and driver queueing, subject to DDOT's regular processes;
- Prohibit their employees and contractors from parking or standing in travel lanes, alleys, driveways, neighboring building entrances, or parking facilities, with the understanding that the city will issue penalties for engaging in prohibited behavior; and
- Specifying that zoning and public space accommodations and settlement agreements made for LMDS automatically sunset upon cessation of occupancy by the operator or an immediate successor maintaining the same type and scope of business. Any agreements related to operations of such business shall not automatically convey to a different business category.

This request comes as a result of hearing numerous concerns voiced by our neighbors and community members, such as:

- contracted drivers observed imbibing alcohol or smoking marijuana before driving;
- the operators of the facilities claiming no responsibility for disruptions of peace, order, and quiet or conduct by their operation or their drivers; and
- contracted drivers routinely speeding, ignoring stop signs, and endangering the health and wellbeing of our community as a result.

This request also comes at the heels of numerous other neighborhoods in ANC 2E, ANC 2B, ANC 5E, and ANC 6B sharing the same observations and concerns regarding the impact of LMDS operating in their neighborhoods under the current rules and regulations for their business type.

We thank you very much for your time and consideration on this matter.

Best Regards,



Brandt Witt  
Vice President, Eckington Civic Association

/s/ Conor Shaw  
Conor Shaw  
President, Eckington Civic Association

cc: Ward 6 Councilmember Charles Allen  
Ward 3 Councilmember Mary M. Cheh  
Ward 7 Councilmember Vincent C. Gray  
Ward 2 Councilmember Brooke Pinto  
ANC 5E03 Commissioner Denise Wright  
ANC 5E04 Commissioner Sylvia Pinkney