

DISTRICT OF COLUMBIA  
+ + + + +  
ALCOHOLIC BEVERAGE CONTROL BOARD  
+ + + + +  
MEETING

IN THE MATTER OF:                         :  
   :  
Notice of Proposed                    : Public  
Rulemaking -                            : Hearing  
Chapter Two                             :  
(License and Permit                    :  
Categories)                             :

Wednesday  
September 23, 2020

The Alcoholic Beverage Control Board met via Video conference, Chairperson Donovan W. Anderson presiding.

**PRESENT:**

DONOVAN W. ANDERSON, Chairperson  
BOBBY CATO, JR., Member  
RAFI ALIYA CROCKETT, Member  
EDWARD S. GRANDIS, Member  
JENI HANSEN, Member  
JAMES SHORT, JR., Member  
REMA WAHABZADAH, Member

**ALSO PRESENT:**

SIMONE ANDREWS, IT Specialist

1 P-R-O-C-E-E-D-I-N-G-S

2 11:21 a.m.

3 CHAIRPERSON ANDERSON: All right. The  
4 next matter on our calendar is, we have another  
5 proposed rulemaking and that is actually  
6 scheduled for 11:00 a.m. It is approximately  
7 eleven -- oh I'm sorry, it's eleven -- all right.  
8 I'm sorry. Okay, so, it is -- I am - all right.  
9 I'm in a different time zone, so I'm somewhat  
10 confused.

11 (Laughter.)

12 CHAIRPERSON ANDERSON: All right, so,  
13 we are -- our next hearing is scheduled for 11:00  
14 a.m. and it is 11:22.

15 (Laughter.)

16 CHAIRPERSON ANDERSON: All right, so,  
17 I apologize for that. I thought we were - all  
18 right, all right, all right.

19 So let me -- so our next rulemaking  
20 is -- it is Notice of Proposed Rulemaking, the  
21 Technical Amendment of 2020.

22 Good morning again. This is second of  
23 two rulemaking hearings the Board will hold  
24 today, in accordance with D.C. Official Code  
25 Section 25-2 (audio interference).

1           The Board is conducting a public  
2 hearing and taking comment on the technical  
3 amendment rulemaking that makes several  
4 amendments to Title 23 of the District of  
5 Columbia Municipal Regulations, DCMR.

6           These proposed amendments make several  
7 changes to a number of chapters within Title 23,  
8 to conform to those corollary changes contained  
9 in the Alcohol and Beverage Control Board License  
10 Categories: Endorsements and Hourly and  
11 Percentage Rate Amendment Act of 2019; number  
12 two, Manufacturer and Pub Permit (audio  
13 interference) Amendment Act of 2019; number  
14 three, the Alcohol and Beverage Procedural and  
15 Technical Amendment Act of 2019; and number four,  
16 Alcoholic Beverage Enforcement Amendment Act of  
17 2019.

18           Additionally, this hearing makes other  
19 administrative changes not related to the act.

20           This proposed rulemaking was adopted  
21 by the Board on June 24th, 2020 on a seven to  
22 zero vote. It was published in the D.C. Register  
23 on August 21st, 2020 at 67 DCR 95 -- 9975. The  
24 30 comment period ended on September 21st, 2020.

25           I will begin this hearing by calling

1 on those witnesses who notified the agency in  
2 advance regarding their desire to address the  
3 Board.

4 The Board will then entertain comments  
5 from other interested parties who did not  
6 register in advance, but who wish to be heard.

7 If you have prepared written remarks,  
8 please email them to abra.legal@dc.gov and we  
9 will ensure that they are properly filed with the  
10 Board's official records.

11 It is my understanding that we -- we  
12 don't have any witnesses who have informed the  
13 Board that they wanted to testify publicly on  
14 this matter. So, since we do not have any  
15 witnesses who have identified themselves, I will  
16 once again ask Ms. Andrews to see if there is  
17 anyone participating on the call remotely to  
18 identify themselves publicly and make any  
19 statements, if they so desire.

20 (Pause.)

21 MS. ANDREWS: Mr. Chair, there is no  
22 one that wants to comment.

23 CHAIRPERSON ANDERSON: Thank you. So,  
24 because there is no one who wants to comment,  
25 there is still an opportunity for the public to

1 participate by submitting their comments and if  
2 we receive any comments, the Board will take  
3 those matters under advisement and move forward.

4 All right, I think we have -- so,  
5 therefore I will close the hearing formally and  
6 I'll wait to see if there is any comments.

7 If there are comments the Board will  
8 take them on advisement. If not, we will  
9 finalize the rulemaking.

10 I believe that we have come to the end  
11 of our agenda items. We have -- we have done our  
12 calendar and I have read all of the -- all our  
13 agenda items and so, if there -- if no other  
14 comments by any Board members, I will close the  
15 meeting.

16 Any comments or concerns by the Board  
17 members, prior to me closing the meeting --  
18 adjourning for the day?

19 Hearing none, then, all right.

20 (Pause.)

21 CHAIRPERSON ANDERSON: All right, as  
22 Chairperson of the Alcoholic Beverage Control  
23 Board for the District of Columbia, in accordance  
24 with Title 3, Chapter 405, Office of Open  
25 Government, I move that ABC Board hold a closed

1 meeting on September 30th, 2020, for the purpose  
2 of discussing and hearing our reports concerning  
3 ongoing, or planned investigations of alleged  
4 criminal or civil misconduct, or violations of  
5 law, or regulations, and seeking legal advice  
6 from our legal counsel on the Board's  
7 investigative agenda, legal agenda and licensing  
8 agenda for September 30th, 2020, as published in  
9 the DC Register on September 25th, 2020.

10 Is there a second?

11 MEMBER SHORT: Mr. Short, I second.

12 CHAIRPERSON ANDERSON: I will now take  
13 a roll call vote on the motion that is properly  
14 seconded by Mr. Short.

15 Mr. Short.

16 MEMBER SHORT: Mr. Short, I agree.

17 CHAIRPERSON ANDERSON: Mr. Cato.

18 MEMBER CATO: Bobby Cato, I agree.

19 CHAIRPERSON ANDERSON: Ms. Wahabzadah.

20 MEMBER WAHABZADAH: Rema Wahabzadah,  
21 I agree.

22 CHAIRPERSON ANDERSON: Ms. Crockett.

23 MEMBER CROCKETT: Rafi Crockett, I  
24 agree.

25 CHAIRPERSON ANDERSON: Ms. Hansen.

1 MEMBER HANSEN: Jeni Hansen, I agree.

2 CHAIRPERSON ANDERSON: Mr. Grandis.

3 MEMBER GRANDIS: Ed Grandis, I agree.

4 CHAIRPERSON ANDERSON: And Mr.

5 Anderson, I agree.

6 As it appears that the motion has  
7 passed seven, zero, zero, I hereby give notice  
8 that the ABC Board will hold the aforementioned  
9 closed meeting pursuant with the Open Meetings  
10 Act, notice will also be posted on the ABC Board  
11 hearing room bulletin board, placed on the  
12 electronic calendar on ABRA's website, and  
13 published in the DC Register as -- as published  
14 in the DC Register.

15 So, with that said, we are formally  
16 adjourned for the day. I would like to thank all  
17 of the members, all the parties for participating  
18 today and I also want to thank the Board members  
19 for their participation.

20 Have a great week and I will see you  
21 on our next scheduled meeting on the 30th. Have  
22 a great day. Thank you very much.

23 (Whereupon, the above-mentioned matter  
24 went off the record at 11:29 a.m.)

25

<p style="text-align: center;"><b>A</b></p> <p>a.m 2:2,6,14 7:24  <b>ABC</b> 5:25 7:8,10  <b>above-mentioned</b> 7:23  <b>ABRA's</b> 7:12  <b>abra.legal@dc.gov</b> 4:8  <b>act</b> 3:11,13,15,16,19  7:10  <b>Additionally</b> 3:18  <b>address</b> 4:2  <b>adjourned</b> 7:16  <b>adjourning</b> 5:18  <b>administrative</b> 3:19  <b>adopted</b> 3:20  <b>advance</b> 4:2,6  <b>advice</b> 6:5  <b>advisement</b> 5:3,8  <b>aforementioned</b> 7:8  <b>agency</b> 4:1  <b>agenda</b> 5:11,13 6:7,7,8  <b>agree</b> 6:16,18,21,24 7:1  7:3,5  <b>Alcohol</b> 3:9,14  <b>Alcoholic</b> 1:2,11 3:16  5:22  <b>ALIYA</b> 1:16  <b>alleged</b> 6:3  <b>amendment</b> 2:21 3:3,11  3:13,15,16  <b>amendments</b> 3:4,6  <b>Anderson</b> 1:12,15 2:3  2:12,16 4:23 5:21  6:12,17,19,22,25 7:2  7:4,5  <b>Andrews</b> 1:20 4:16,21  <b>apologize</b> 2:17  <b>appears</b> 7:6  <b>approximately</b> 2:6  <b>audio</b> 2:25 3:12  <b>August</b> 3:23</p> <hr/> <p style="text-align: center;"><b>B</b></p> <p><b>believe</b> 5:10  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C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: Technical Amendment

Before: DCABRA

Date: 09-23-20

Place: teleconference

was duly recorded and accurately transcribed under my direction; further, that said transcript is a true and accurate record of the proceedings.



-----  
Court Reporter

**NEAL R. GROSS**

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