

**THE DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE CONTROL BOARD**

In the Matter of:)
)
JLC, Inc.)
t/a Towne Wine & Liquor)
)
Application for Substantial Change)
(Transfer to a New Location and Change of Hours))
to Retailer's Class A License)
)
at premises)
1438 Wisconsin Avenue, NW)
Washington, D.C. 20007)

Case No.: 21-PRO-00033
License No.: ABRA-093813
Order No.: 2021-375

JLC, Inc., t/a Towne Wine & Liquor, Applicant

Rick Murphy, Commissioner, Advisory Neighborhood Commission (ANC) 2E

Tara Sakraida Parker, President, The Citizens Association of Georgetown (CAG)

BEFORE: Donovan Anderson, Chairperson
James Short, Member
Bobby Cato, Member
Rema Wahabzadah, Member
Rafi Crockett, Member
Jeni Hansen, Member
Edward S. Grandis, Member

**ORDER ON SETTLEMENT AGREEMENT AND
WITHDRAWAL OF PROTESTS**

The Application filed by JLC, Inc., t/a Towne Wine & Liquor (Applicant), for a Substantial Change for a transfer to a new location from 1326 Wisconsin Avenue, NW to 1438 Wisconsin Avenue, NW, Washington, D.C. and change its hours of operation and sales, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on June 21, 2021, in accordance with D.C. Official Code § 25-601 (2001).

The official records of the Board reflect that the Applicant, ANC 2E, and CAG have entered into a Settlement Agreement (Agreement), dated June 22, 2021, that governs the operations of the Applicant's establishment.

The Agreement has been reduced to writing and has been properly executed and filed with the Board. The Applicant; Commissioner Rick Murphy, on behalf of ANC 2E; and Tara Sakraida Parker, on behalf of CAG; are signatories to the Agreement.

This Agreement constitutes a withdrawal of the Protests filed by ANC 2E and CAG.

Accordingly, it is this 30th day of June 2021, **ORDERED** that:

1. The Application filed by JLC, Inc., t/a Towne Wine & Liquor, for a Substantial Change for a transfer to a new location and change its hours of operation and sales to its Retailer's Class A License, is **GRANTED**;
2. The Protests of ANC 2E and CAG in this matter are hereby **WITHDRAWN**;
3. The above-referenced Settlement Agreement submitted by the parties to govern the operations of the Applicant's establishment is **APPROVED** and **INCORPORATED** as part of this Order; and
4. Copies of this Order shall be sent to the Applicant, ANC 2E, and CAG.

District of Columbia
Alcoholic Beverage Control Board

eSigned via SeamlessDocs.com
Donovan Anderson
Key: ec432909e2b5f09e4b730693d1dced8

Donovan Anderson, Chairperson

eSigned via SeamlessDocs.com
James Short
Key: 541e3727920942e801b3329d2943e4

James Short, Member

Bobby Cato, Member

Rema Wahabzadah, Member

eSigned via SeamlessDocs.com
Rafi Aliya Crockett, Member
Key: b560a01840e1f9e40161556bc12f81ec

Rafi Crockett, Member

eSigned via SeamlessDocs.com
Jeni Hansen, Member
Key: 8212291550944743155682a41815

Jeni Hansen, Member

eSigned via SeamlessDocs.com
Edward Grandis, Member
Key: 5027bda7f0d0040ee14a3deb52341ce5

Edward S. Grandis, Member

Pursuant to D.C. Official Code § 25-433(d)(1), any party adversely affected may file a Motion for Reconsideration of this decision within ten (10) days of service of this Order with the Alcoholic Beverage Regulation Administration, 2000 14th Street, N.W., Suite 400S, Washington, DC 20009.

Also, pursuant to section II of the District of Columbia Administrative Procedure Act, Pub. L. 90-614, 82 Stat. 1209, D.C. Official Code §2-510 (2001), and Rule 15 of the District of Columbia Court of Appeals, any party adversely affected has the right to appeal this Order by filing a petition for review, within thirty (30) days of the date of service of this Order, with the District of Columbia Court of Appeals, 430 E Street, N.W., Washington, D.C. 20001; (202/879- 1010). However, the timely filing of a Motion for Reconsideration pursuant to 23 DCMR §1719.1 (2008) stays the time for filing a petition for review in the District of Columbia Court of Appeals until the Board rules on the motion. See D.C. App. Rule 15(b) (2004).

**SETTLEMENT AGREEMENT BETWEEN JLC. INC., ADVISORY
NEIGHBORHOOD COMMISSION 2E AND THE CITIZENS
ASSOCIATION OF GEORGETOWN**

THIS SETTLEMENT AGREEMENT ("Agreement") is made as of the ^{22nd} day of June, 2021, by and between JLC, INC., trading as Towne Wine & Liquor, ("Applicant"), Advisory Neighborhood Commission 2E ("ANC 2E") and The Citizens Association of Georgetown. ("CAG"), sometimes referred to collectively as the "Parties."

Whereas, the Applicant has applied to the Alcoholic Beverage Regulation Administration for the transfer of Applicant's Retailer's Class "A" License from 1326 Wisconsin Avenue to 1438 Wisconsin Avenue (the "New Premises"),

Whereas, the Parties wish to enter into a Settlement Agreement pursuant to D.C. Code section 25-446 to address concerns related to peace, order and quiet.

NOW THEREFORE, in consideration of the recitals set forth above and the covenants set forth below, the Parties agree as follows:

1. Recitals Incorporated. The recitals set forth above are incorporated herein by reference.
2. Hours of Operation. Applicant agrees that its hours of operation shall be from no earlier than 10:00am to no later than 10:00 pm Sunday through Saturday.
3. Operations. No music played inside the New Premises, or other noise coming from inside the New Premises, shall be audible on Wisconsin Avenue or in surrounding residences at any time, and Applicant shall use its best efforts to discourage loitering in the vicinity of the New Premises. Applicant's employees

shall report all incidences of public consumption of alcohol sold by Applicant, which they witness, to the Metropolitan Police Department.

4. Deliveries. All deliveries to the New Premises shall be made from legally parked vehicles on Monday through Friday between the hours of 11:00am and 4:00pm.
5. Trash and Litter. At no time shall trash be stored outside the New Premises. Applicant shall maintain the storefront of the New Premises in a clean and tidy manner. All litter related to Applicant's operations left in public space shall be picked up by Applicant's employees at least once a day.
6. Binding Effect. This Agreement shall be binding upon and enforceable against the Applicant and its successors.

In consideration of the agreements set forth herein, ANC 2E and CAG shall, upon approval of this Agreement by the Alcoholic Beverage Control Board, withdraw their respective protests of the license transfer application referred to in the above recitals.

IN WITNESS WHEREOF, the Parties have executed this Agreement as of the date first above written.

Advisory Neighborhood Commission 2E

By: Richard J. Murphy, Jr.
Rick Murphy, Commissioner ANC2E03

The Citizens Association Of Georgetown

By: Tara Sakraida
Tara Sakraida Parker, President

JLC, Inc. (t/a Towne Wine & Liquor)

By: _____

THE CITY OF GEORGETOWN
downward

Advisory Neighborhood Commission 21

By _____
R. J. [unclear] [unclear] [unclear]

The Citizens Association Of Georgetown

By _____
Sam Saxe to Parker, Pres. 1997

JJ Co. Inc. (a Towne Wine & Liquor)

By _____
[Signature]

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