

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

IN THE MATTER OF: :
 :
Cancellation Agenda :
Investigative Agenda :
Legal Agenda :
Licensing Agenda :
 :
 :

Wednesday
April 4, 2018

The Alcoholic Beverage Control Board met in the Alcoholic Beverage Control Hearing Room, Reeves Building, 2000 14th Street, N.W., Suite 400S, Washington, D.C. 20009, Chairperson Donovan W. Anderson, presiding.

PRESENT:

DONOVAN W. ANDERSON, Chairperson
BOBBY CATO, JR., Member
MIKE SILVERSTEIN, Member
REMA WAHABZADAH, Member

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

2 1:37 p.m.

3 CHAIRPERSON ANDERSON: All right.

4 Let's now do our Legal Agenda.

5 The first matter on our Legal Agenda
6 is review of a settlement agreement dated March
7 28, 2018 between ANC-2E, The Citizens Association
8 of Georgetown and The Wing, License No. 108744.

9 I make a motion that we approve this
10 settlement agreement. Is there a second?

11 MEMBER CATO: Second.

12 CHAIRPERSON ANDERSON: Mr. Cato
13 seconded the motion.

14 All those in favor say aye.

15 ALL: Aye.

16 CHAIRPERSON ANDERSON: Those opposed?
17 The matter passes 4-0-0.

18 The next matter is the review of The
19 Big Stick's request to store invoices off-site.
20 The Big Stick, License No. 094844.

21 I make a motion that we postpone this
22 matter for one week. Is there a second?

1 MEMBER SILVERSTEIN: Second.

2 CHAIRPERSON ANDERSON: Mr. Silverstein
3 has seconded the motion.

4 All those in favor say aye.

5 ALL: Aye.

6 CHAIRPERSON ANDERSON: Those opposed?
7 The matter passes 4-0-0.

8 The next matter is the review of
9 Justin's Cafe's request to store invoices off-
10 site. Justin's Cafe, License No. 086390.

11 I make a motion that we postpone this
12 matter for a week. Is there a second?

13 MEMBER SILVERSTEIN: Second.

14 CHAIRPERSON ANDERSON: Mr. Silverstein
15 has seconded the motion.

16 All those in favor say aye.

17 ALL: Aye.

18 CHAIRPERSON ANDERSON: Those opposed?
19 The matter passes 4-0-0.

20 The next matter is the review of
21 settlement agreement dated March 31, 2018 between
22 ANC-2E, the Group of Five or More and Bluefin

1 Sushi To Go, License No. 108308.

2 I make a motion that we approve the
3 settlement agreement with modification. Is there
4 a second?

5 MEMBER CATO: Second.

6 CHAIRPERSON ANDERSON: Mr. Cato has
7 seconded the motion.

8 All those in favor say aye.

9 ALL: Aye.

10 CHAIRPERSON ANDERSON: Those opposed?

11 The matter passes 4-0-0.

12 We now move to our Supplemental Legal
13 Agenda.

14 The first matter on our Supplemental
15 Legal Agenda is the review of a joint request
16 from Bluefin Sushi To Go, ANC-2E and the Citizens
17 Association of Georgetown to terminate the
18 settlement agreement approved by the Board on
19 November 19, 2014.

20 I make a motion that we approve this
21 request. Is there a second?

22 MEMBER SILVERSTEIN: Second.

1 CHAIRPERSON ANDERSON: Mr. Silverstein
2 has seconded the motion.

3 All those in favor say aye.

4 ALL: Aye.

5 CHAIRPERSON ANDERSON: Those opposed?

6 The matter passes 4-0-0.

7 We now move to our Licensing Agenda.

8 The first matter on our Licensing
9 Agenda is to review application for safekeeping
10 of license, Driftwood Kitchen, License No.
11 086210.

12 I make a motion that we approve this
13 request through September 30, 2018. Is there a
14 second?

15 MEMBER SILVERSTEIN: Second.

16 CHAIRPERSON ANDERSON: Mr. Silverstein
17 has seconded the motion.

18 All those in favor say aye.

19 ALL: Aye.

20 CHAIRPERSON ANDERSON: Those opposed?

21 The matter passes 4-0-0.

22 The next matter is review request to

1 extend safekeeping of license, Skylark Lounge,
2 License No. 090611.

3 I make a motion that we approve this
4 request through September 30, 2018. Is there a
5 second?

6 MEMBER SILVERSTEIN: Second.

7 CHAIRPERSON ANDERSON: Mr. Silverstein
8 has seconded the motion.

9 All those in favor say aye.

10 ALL: Aye.

11 CHAIRPERSON ANDERSON: Those opposed?

12 The matter passes 4-0-0.

13 The next matter on our agenda is to
14 review request to extend safekeeping of license,
15 TBD formerly 456, LLC, License No. 098732.

16 I make a motion that we approve this
17 request through September 30, 2018. Is there a
18 second?

19 MEMBER CATO: Second.

20 CHAIRPERSON ANDERSON: Mr. Cato
21 seconded the motion.

22 All those in favor say aye.

1 ALL: Aye.

2 CHAIRPERSON ANDERSON: Those opposed?

3 The matter passes 4-0-0.

4 The next matter is to review request
5 to extend safekeeping of license, TBD formerly 64
6 High, LLC, License No. 107282.

7 I make a motion that we approve this
8 request through September 30, 2018. Is there a
9 second?

10 MEMBER CATO: Second.

11 CHAIRPERSON ANDERSON: Mr. Cato has
12 seconded the motion.

13 All those in favor say aye.

14 ALL: Aye.

15 CHAIRPERSON ANDERSON: Those opposed?

16 The matter passes 4-0-0.

17 The next matter is review request to
18 extend safekeeping of license for Kearney's
19 Grocery, License No. 078591.

20 I make a motion that we approve this
21 request through September 30, 2018. Is there a
22 second?

1 MEMBER SILVERSTEIN: Second.

2 CHAIRPERSON ANDERSON: Mr. Silverstein
3 has seconded the motion.

4 All those in favor say aye.

5 ALL: Aye.

6 CHAIRPERSON ANDERSON: Those opposed?
7 The matter passes 4-0-0.

8 The next matter is to review request
9 to extend safekeeping of license for Turntable
10 Restaurant, License No. 024778.

11 I make a motion that we approve this
12 request through September 30, 2018. Is there a
13 second?

14 MEMBER CATO: Second.

15 CHAIRPERSON ANDERSON: Mr. Cato has
16 seconded the motion.

17 All those in favor say aye.

18 ALL: Aye.

19 CHAIRPERSON ANDERSON: Those opposed?
20 The matter passes 4-0-0.

21 The next matter is review request to
22 extend safekeeping of license for Notti Bianche,

1 License No. 105176.

2 I make a motion that we grant this
3 request through September 30, 2018. Is there a
4 second?

5 MEMBER SILVERSTEIN: Second.

6 CHAIRPERSON ANDERSON: Mr. Silverstein
7 has seconded the motion.

8 All those in favor say aye.

9 ALL: Aye.

10 CHAIRPERSON ANDERSON: Those opposed?

11 The matter passes 4-0-0.

12 The next matter is review request to
13 add second summer garden approved 405.1 License
14 for Alfresco Tap and Grill, License No. 107410.

15 I make a motion that we placard this
16 matter. Is there a second?

17 MEMBER CATO: Second.

18 CHAIRPERSON ANDERSON: Mr. Cato has
19 seconded the motion.

20 All those in favor say aye.

21 ALL: Aye.

22 CHAIRPERSON ANDERSON: Those opposed?

1 The matter passes 4-0-0.

2 We now move to our Supplemental
3 Licensing Agenda.

4 The first matter on our Supplemental
5 Licensing Agenda is review request for stipulated
6 license with letter of ANC support, Culture
7 Coffee Too, License No. 109311.

8 I make a motion that we approve this
9 request. Is there a second?

10 MEMBER CATO: Second.

11 CHAIRPERSON ANDERSON: Mr. Cato has
12 seconded the motion.

13 All those in favor say aye.

14 ALL: Aye.

15 CHAIRPERSON ANDERSON: Those opposed?

16 The matter passes 4-0-0.

17 The next matter is review request to
18 return license to safekeeping, Seven Seas
19 Restaurant, License No. 000654.

20 I make a motion that we approve this
21 request through September 30, 2018. Is there a
22 second?

1 MEMBER SILVERSTEIN: Second.

2 CHAIRPERSON ANDERSON: Mr. Silverstein
3 has seconded the motion.

4 All those in favor say aye.

5 ALL: Aye.

6 CHAIRPERSON ANDERSON: Those opposed?
7 The matter passes 4-0-0.

8 The next matter is review of
9 architectural floor plan for full-service
10 grocery, Street Market, License No. 109327.

11 I make a motion that we placard this
12 matter. Is there a second?

13 MEMBER CATO: Second.

14 CHAIRPERSON ANDERSON: Mr. Cato has
15 seconded the motion.

16 All those in favor say aye.

17 ALL: Aye.

18 CHAIRPERSON ANDERSON: Those opposed?
19 The matter passes 4-0-0.

20 The next matter is to review request
21 for a refund, Vieux Carre, License No. 102576.

22 I make a motion that we deny this

1 request. Is there a second?

2 MEMBER CATO: Second.

3 CHAIRPERSON ANDERSON: Mr. Cato has
4 seconded the motion.

5 All those in favor say aye.

6 ALL: Aye.

7 CHAIRPERSON ANDERSON: Those opposed?
8 The matter passes 4-0-0.

9 The next matter is to review request
10 for manager's license for Dannielle I. Tovar,
11 ABRA-109553.

12 I make a motion that we have a Fact-
13 Finding Hearing. Is there a second?

14 MEMBER CATO: Second.

15 CHAIRPERSON ANDERSON: Mr. Cato
16 seconded the motion.

17 All those in favor say aye.

18 ALL: Aye.

19 CHAIRPERSON ANDERSON: Those opposed?
20 The matter passes 4-0-0.

21 We now move to our Second Supplemental
22 Licensing Agenda.

1 The first matter on our Second
2 Supplemental Licensing Agenda is review request
3 for Temporary Operating Permit for Wasi, License
4 No. 109570.

5 I make a motion that we approve this
6 request. Is there a second?

7 MEMBER CATO: Second.

8 CHAIRPERSON ANDERSON: Mr. Cato has
9 seconded the motion.

10 All those in favor say aye.

11 ALL: Aye.

12 CHAIRPERSON ANDERSON: Those opposed?
13 The matter passes 4-0-0.

14 The next matter is to review
15 application for a new Class C Multi-Purpose
16 Facility, Dupont Underground, License No. 109116.

17 I make a motion that we placard this
18 matter. Is there a second?

19 MEMBER SILVERSTEIN: Second.

20 CHAIRPERSON ANDERSON: Mr. Silverstein
21 has seconded the motion.

22 All those in favor say aye.

1 ALL: Aye.

2 CHAIRPERSON ANDERSON: Those opposed?

3 The matter passes 4-0-0.

4 The next matter is to review request
5 to change address of kitchen for caterer's
6 license from 300 Morse Street to 2800 10th Street,
7 N.E., OMG Latin Flavors, License No. 100491.

8 I make a motion that we approve this
9 request. Is there a second?

10 MEMBER SILVERSTEIN: Second.

11 CHAIRPERSON ANDERSON: Mr. Silverstein
12 has seconded the motion.

13 All those in favor say aye.

14 ALL: Aye.

15 CHAIRPERSON ANDERSON: Those opposed?

16 The matter passes 4-0-0.

17 We now move to our Cancellation
18 Agenda.

19 I make a motion that ABRA, the ABC
20 Board cancels the following licenses listed on
21 the Cancellation Agenda:

22 The first establishment is H & Pizza,

1 License No. 089158;

2 The second one is & Pizza, License No.

3 094478, the third one is & Pizza, License No.

4 096224, & Pizza, License No. 101679;

5 The next establishment is L'Hommage,

6 License No. 097653;

7 The next establishment is Capitale,

8 License No. 072225;

9 And the last establishment is Mesobe

10 Restaurant and Deli, License No. 081030.

11 I therefore make a motion that all the

12 establishments listed on the Cancellation Agenda,

13 that I named, that their license be suspended.

14 Is there a second?

15 MEMBER SILVERSTEIN: Second.

16 MEMBER CATO: Second.

17 CHAIRPERSON ANDERSON: Mr. Cato

18 seconded the motion.

19 All those in favor say aye.

20 ALL: Aye.

21 CHAIRPERSON ANDERSON: Those opposed?

22 The matter passes 4-0-0.

1 As Chairperson of the Alcoholic
2 Beverage Control Board for the District of
3 Columbia and in accordance with DC Official Code
4 Section 2-574(b), closed meetings, and Section 2-
5 574, Notice of Meetings, of the Open Meetings
6 Act, I move that the ABC Board hold a closed
7 meeting on April 11, 2018 for the purpose of
8 discussing and hearing reports concerning ongoing
9 or planned investigations of alleged criminal or
10 civil misconduct or violations of law or
11 regulations and seeking legal advice from our
12 counsel on the Board's Investigative, Legal and
13 Licensing Agenda for April 11, 2018 as published
14 in the DC Register on April 6, 2018. Is there a
15 second?

16 MEMBER CATO: Second.

17 CHAIRPERSON ANDERSON: Mr. Cato has
18 seconded the motion. I will now take a roll call
19 vote on the motion before us now that it has been
20 seconded.

21 Mr. Cato?

22 MEMBER CATO: I agree.

1 CHAIRPERSON ANDERSON: Mr.
2 Silverstein?

3 MEMBER SILVERSTEIN: I agree.

4 CHAIRPERSON ANDERSON: Ms. Wahabzadah?

5 MEMBER WAHABZADAH: I agree.

6 CHAIRPERSON ANDERSON: Mr. Anderson?
7 I agree.

8 As it appears that the motion has
9 passed, I hereby give notice that the ABC Board
10 will hold this aforementioned closed meeting
11 pursuant to the Open Meetings Act. Notice will
12 also be posted on the ABC Board hearing room
13 bulletin board, placed on the electronic calendar
14 on ABRA's website and published in the DC
15 Register in as timely a manner as practicable.

16 It is 1:49 p.m. and we are adjourned
17 for the day. Thank you.

18 (Whereupon, the Legal, Licensing,
19 Investigative and Cancellation Agendas were
20 concluded at 1:49 p.m.)
21
22

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In the matter of: Agenda

Before: DC ABRA

Date: 04-04-18

Place: Washington, DC

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Court Reporter

NEAL R. GROSS

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