

DISTRICT OF COLUMBIA
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 ALCOHOLIC BEVERAGE CONTROL BOARD
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 MEETING

IN THE MATTER OF: :
 :
 Administrative Agenda :
 Legal Agenda :
 Licensing Agenda :
 :

Wednesday
 December 11, 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
 RAFI ALIYA CROCKETT, Member
 JAMES SHORT, JR., Member
 REMA WAHABZADAH, Member

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

11:25 a.m.

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3 MR. ANDERSON: We're back on the
4 record. Let's do our legal agenda. The first
5 matter on our legal agenda is a review of the
6 settlement agreement dated October 21st, 2019
7 between ANC 6D and Thompson Washington D.C.,
8 license number 114613. I make a motion that we
9 approve this matter. Is there a second?

10 MS. CROCKETT: Second.

11 MR. ANDERSON: Ms. Crockett has
12 seconded the motion. All those in favor, say
13 aye.

14 (Chorus of aye.)

15 MR. ANDERSON: Those opposed?

16 (No audible response.)

17 MR. ANDERSON: The matter passed 4-0-
18 0. The next matter to review, Mirror Lounges
19 motion for reconsideration. Mirror -- Mirror
20 Lounge, license number 111950. I make a motion
21 that we approve this request. Is there a second?

22 MS. CROCKETT: Second.

23 MR. ANDERSON: Ms. Crockett has
24 seconded the motion. All those in favor, say
25 aye.

1 (Chorus of aye.)

2 MR. ANDERSON: Those opposed?

3 (No audible response.)

4 MR. ANDERSON: The matter passes, 4-0-
5 0. The next matter is to review -- review of the
6 group of five or more's opposition to Mirror
7 Lounge's motion for reconsideration -- Mirror
8 Lounge license number 111950. This matter is now
9 moot. The next matter is review Postmate's
10 request for an advisory opinion concerning the
11 company's method of processing payments for
12 third-party alcohol deliveries. I make a motion
13 that we refer this matter to Legal. Is there a
14 second?

15 MS. CROCKETT: Second.

16 MR. ANDERSON: Ms. Crockett has
17 seconded the motion. All of those in favor, say
18 aye.

19 (Chorus of aye.)

20 MR. ANDERSON: Those opposed?

21 (No audible response.)

22 MR. ANDERSON: The matter passed, 4-0-
23 0. The next matter is a review of the civil
24 penalty schedule notice of proposed rulemaking.
25 I make a motion that we approve this request. Is

1 there a second?

2 MR. SHORT: Second.

3 MR. ANDERSON: Mr. Short has seconded
4 the motion. All those in favor, say aye.

5 (Chorus of aye.)

6 MR. ANDERSON: Those opposed?

7 (No audible response.)

8 MR. ANDERSON: The matter passed 4-0-
9 0. We now move to our supplemental legal agenda.
10 The first matter on our supplemental legal agenda
11 is a review of Green Island Cafe/Heaven and
12 Hell's motion to reconsider and stay order.
13 Green Island Café/Heaven and Hell license number
14 074503. I make a motion that we deny this
15 request. Is there a second?

16 (Simultaneous speaking.)

17 MR. SHORT: Second.

18 MS. CROCKETT: Second.

19 MR. ANDERSON: Mr. Short and Ms.
20 Crockett have seconded the motion. All those in
21 favor, say aye.

22 (Chorus of aye.)

23 MR. ANDERSON: Those opposed?

24 (No audible response.)

25 MR. ANDERSON: The matter passed 4-0-

1 0. The next matter is a review of the amendment
2 number 3 to the Settlement Agreement, dated
3 November 8, 2019, between ANC 6D and Roy Boys,
4 license number 114131. I make a motion that we
5 approve this request. Is there a second?

6 MS. CROCKETT: Second.

7 MR. ANDERSON: Ms. Crockett has
8 seconded the motion. All of those in favor, say
9 aye.

10 (Chorus of aye.)

11 MR. ANDERSON: Those opposed?

12 (No audible response.)

13 MR. ANDERSON: The motion passed, 4-0-
14 0. The next matter is a review of settlement
15 agreement dated November 18th, 2019 between ANC
16 6D and ABC Pony, license number 115244. I make a
17 motion that we approve this request. Is there a
18 second?

19 MS. CROCKETT: Second.

20 MR. ANDERSON: Ms. Crockett has
21 seconded the motion. All of those in favor, say
22 aye.

23 (Chorus of aye.)

24 MR. ANDERSON: Those opposed?

25 (No audible response.)

1 MR. ANDERSON: The motion passed, 4-0-
2 0. The next matter, the review of Bukom Cafe's
3 request to withdraw its petition to unilaterally
4 amend or terminate its settlement agreement,
5 Bukom Café, license number 026466. I make a
6 motion that we approve this request. Is there a
7 second?

8 MS. CROCKETT: Second.

9 MR. ANDERSON: Ms. Crockett has
10 seconded the motion. All of those in favor, say
11 aye.

12 (Chorus of aye.)

13 MR. ANDERSON: Those opposed?

14 (No audible response.)

15 MR. ANDERSON: The motion passed, 4-0-
16 0. The next matter is a review of amendment
17 number 1 to a settlement agreement, dated
18 December 9th, 2019 between ANC 6D and Mission
19 Navy Yard, license number 108928. I make a
20 motion that we approve this request. Is there a
21 second?

22 MS. CROCKETT: Second.

23 MR. ANDERSON: Ms. Crockett has
24 seconded the motion. All of those in favor, say
25 aye.

1 (Chorus of aye.)

2 MR. ANDERSON: Those opposed?

3 (No audible response.)

4 MR. ANDERSON: The motion passed, 4-0-
5 0. We now move to our second supplemental legal
6 agenda. The first matter on our second
7 supplemental legal agenda is the review Mirror
8 Lounge's response to the group of five or more's
9 opposition to its motion for reconsideration,
10 Mirror Lounge license number 111950. This matter
11 is now moot. The next matter on our agenda is
12 the review of settlement agreement dated December
13 10th, 2019 between ANC 2B and Annabelle, license
14 number 111470. I make a motion that we approve
15 this matter with modifications, is there a
16 second?

17 MR. SHORT: Second.

18 MR. ANDERSON: Mr. Short has seconded
19 the motion. All of those in favor, say aye.

20 (Chorus of aye.)

21 MR. ANDERSON: Those opposed?

22 (No audible response.)

23 MR. ANDERSON: The motion passed, 4-0-
24 0. We now move to our licensing agenda. The
25 first matter on our licensing agenda is to review

1 application for safekeeping of license, Stein
2 Café, license number 114522. I make a -- I make
3 a motion that we -- we refer this matter back to
4 Licensing. Is there a second?

5 MS. CROCKETT: Second.

6 MR. ANDERSON: Ms. Crockett has
7 seconded the motion. All of those in favor, say
8 aye.

9 (Chorus of aye.)

10 MR. ANDERSON: Those opposed?

11 (No audible response.)

12 MR. ANDERSON: The motion passed, 4-0-
13 0. The next matter is to review application for
14 safekeeping of license for To Be Determined,
15 license number 115685. I make a motion that we
16 approve this request through March 31st, 2020.
17 Is there a second?

18 MS. CROCKETT: Second.

19 MR. ANDERSON: Ms. Crockett has
20 seconded the motion. All of those in favor, say
21 aye.

22 (Chorus of aye.)

23 MR. ANDERSON: Those opposed?

24 (No audible response.)

25 MR. ANDERSON: The motion passed, 4-0-

1 0. The next matter is to review request to
2 increase total occupancy load from 1078 to 2880,
3 Echostage, license number 090250. I make a
4 motion that we placard this matter. Is there a
5 second?

6 (Simultaneous speaking.)

7 MR. SHORT: Second.

8 MS. CROCKETT: Second.

9 MR. ANDERSON: Ms. Crockett and Mr.
10 Short have seconded the motion. All of those in
11 favor, say aye.

12 (Chorus of aye.)

13 MR. ANDERSON: Those opposed?

14 (No audible response.)

15 MR. ANDERSON: The matter passed, 4-0-
16 0. The next matter is to review request to
17 increase total occupancy load from 180 to 303,
18 the Roofers Union -- Jug and Table, license
19 number 093592. I make a motion that we placard
20 this matter. Is there a second?

21 MS. CROCKETT: Second.

22 MR. ANDERSON: Ms. Crockett has
23 seconded the motion. All of those in favor, say
24 aye.

25 (Chorus of aye.)

1 MR. ANDERSON: Those opposed?

2 (No audible response.)

3 MR. ANDERSON: The motion passed, 4-0-
4 0. The next matter is to review request to
5 increase sidewalk café seating from 18 to 54 and
6 to increase total occupancy load inside from 120
7 to 166, Parthenon Restaurant and Chevy Chase
8 Lounge, license number 013995. I make a motion
9 that we placard this matter. Is there a second?

10 MS. CROCKETT: Second.

11 MR. ANDERSON: Ms. Crockett has
12 seconded the motion. All of those in favor, say
13 aye.

14 (Chorus of aye.)

15 MR. ANDERSON: Those opposed?

16 (No audible response.)

17 MR. ANDERSON: The motion passed, 4-0-
18 0. Next matter is a review application for
19 change of hours for Liberte/L'Annexe, license
20 number 109013. I make a motion that we placard
21 this matter. Is there a second?

22 MS. CROCKETT: Second.

23 MR. ANDERSON: Ms. Crockett has
24 seconded the motion. All of those in favor, say
25 aye.

1 (Chorus of aye.)

2 MR. ANDERSON: Those opposed?

3 (No audible response.)

4 MR. ANDERSON: The motion passed, 4-0-
5 0. The next matter is to review application for
6 change of hours for the Good Guys Restaurant,
7 license number 000899. I make a motion that we
8 placard this matter. Is there a second?

9 MS. CROCKETT: Second.

10 MR. ANDERSON: Ms. Crockett has
11 seconded the motion. All of those in favor, say
12 aye.

13 (Chorus of aye.)

14 MR. ANDERSON: Those opposed?

15 (No audible response.)

16 MR. ANDERSON: The motion passed, 4-0-
17 0. The next matter is to review application for
18 change of hours to open up for breakfast, Ankara,
19 license number 097698. I make a motion that we
20 approve this request. Is there a second?

21 MR. SHORT: Second.

22 MR. ANDERSON: Mr. Short has seconded
23 the motion. All of those in favor, say aye.

24 (Chorus of aye.)

25 MR. ANDERSON: Those opposed?

1 (No audible response.)

2 MR. ANDERSON: The motion passed, 4-0-
3 0. The next matter is to review application for
4 summer garden with 16 seats for Nile Ethiopian
5 Restaurant and Nile Market. I make a motion --
6 license number 060432. I make a motion that we
7 refer this matter back to Licensing. Is there a
8 second?

9 MS. CROCKETT: Second.

10 MR. ANDERSON: Ms. Crockett has
11 seconded the motion. All of those in favor, say
12 aye.

13 (Chorus of aye.)

14 MR. ANDERSON: Those opposed?

15 (No audible response.)

16 MR. ANDERSON: The motion passed, 4-0-
17 0. The next matter is to review application of
18 summer garden with 44 seats for Chi-Cha Lounge,
19 license number 026519. I make a motion that we
20 placard this matter. Is there a second?

21 MR. SHORT: Second.

22 MR. ANDERSON: Mr. Short has seconded
23 the motion. All of those in favor, say aye.

24 (Chorus of aye.)

25 MR. ANDERSON: Those opposed?

1 (No audible response.)

2 MR. ANDERSON: The motion passed, 4-0-
3 0. The next matter is to review request for
4 approval to provide a gift of 4 tickets to
5 Fiddler on the Roof that does not exceed \$500 in
6 value to various D.C. retailers. The request has
7 been made by Breakthru Beverage, license number
8 060518. I make a motion that we approve this
9 request. Is there a second?

10 MS. CROCKETT: Second.

11 MR. ANDERSON: Ms. Crockett has
12 seconded the motion. All of those in favor, say
13 aye.

14 (Chorus of aye.)

15 MR. ANDERSON: Those opposed?

16 (No audible response.)

17 MR. ANDERSON: The motion passed, 4-0-
18 0. We now move to our supplemental licensing
19 agenda. The first matter on the supplemental
20 licensing agenda is a review application for a
21 stipulated license with letter of ANC support,
22 WeWork license number 115540. I make a motion
23 that we approve this request. Is there a second?

24 MR. SHORT: Second.

25 MR. ANDERSON: Mr. Short has seconded

1 the motion. All those in favor, say aye.

2 (Chorus of aye.)

3 MR. ANDERSON: Those opposed?

4 (No audible response.)

5 MR. ANDERSON: The matter passed, 4-0-

6 4. The next matter is the review of

7 architectural floor plan for a new full-service

8 grocery store, Foxtrot, license number 115514. I

9 make a motion that we placard this matter. Is

10 there a second?

11 MS. CROCKETT: Second.

12 MR. ANDERSON: Ms. Crockett has

13 seconded the motion. All of those in favor, say

14 aye.

15 (Chorus of aye.)

16 MR. ANDERSON: Those opposed?

17 (No audible response.)

18 MR. ANDERSON: The motion passed, 4-0-

19 0. The next matter is to review application for

20 change of hours -- change of hours, Inside and

21 Outside, to open -- Barcelona Wine Bar, license

22 number 089785. I make a motion that we approve

23 this request. Is there a second?

24 MS. CROCKETT: Second.

25 MR. ANDERSON: Ms. Crockett has

1 seconded the motion. All of those in favor, say
2 aye.

3 (Chorus of aye.)

4 MR. ANDERSON: Those opposed?

5 (No audible response.)

6 MR. ANDERSON: The motion passed, 4-0-
7 0. The next request is a review request for
8 approval to provide a gift of Baltimore Ravens
9 versus New York Jets tickets that do not exceed
10 \$500 in value to the John F. Kennedy Center,
11 Breakthrough Beverage, license number 060518. I
12 make a motion that we approve this request. Is
13 there a second?

14 MR. SHORT: Second.

15 MS. CROCKETT: Second.

16 MR. ANDERSON: Mr. Short and Ms.
17 Crockett have seconded the motion. All of those
18 in favor, say aye.

19 (Chorus of aye.)

20 MR. ANDERSON: Those opposed?

21 (No audible response.)

22 MR. ANDERSON: The motion passed, 4-0-
23 0. We now move to our supplemental -- our second
24 supplemental licensing agenda. The first matter
25 in our second supplemental licensing agenda is to

1 review application for stipulated license with
2 letter of ANC support, the Alibi Maxwell, license
3 number 115589. I make a motion that we approve
4 this request. Is there a second?

5 MS. CROCKETT: Second.

6 MR. ANDERSON: Ms. Crockett has
7 seconded the motion. All of those in favor, say
8 aye.

9 (Chorus of aye.)

10 MR. ANDERSON: Those opposed?

11 (No audible response.)

12 MR. ANDERSON: The matter passed, 4-0-
13 0. The next matter is to review application for
14 a game of skills substantial change to offer the
15 Dragon's Ascent electronic game of skill,
16 including two table players and one table for
17 eight players. Archibalds Fast Eddie's Billiards
18 Café, license number 000931. I make a motion
19 that we placard this matter. Is there a second?

20 MR. SHORT: Second.

21 MR. ANDERSON: Mr. Short has seconded
22 the motion. All of those in favor, say aye.

23 (Chorus of aye.)

24 MR. ANDERSON: Those opposed?

25 (No audible response.)

1 MR. ANDERSON: The motion passed, 4-0-
2 0. The next matter on our calendar is a review
3 of additional documents related to moratoriums on
4 review for application for new tavern license
5 located in or near Adams Morgan moratorium zone,
6 MAHK Meetings LLC, license number 115363. I make
7 a motion that we placard this matter. Is there a
8 second?

9 MS. CROCKETT: Second.

10 MR. ANDERSON: Ms. Crockett has
11 seconded the motion. All of those in favor, say
12 aye.

13 (Chorus of aye.)

14 MR. ANDERSON: Those opposed?

15 (No audible response.)

16 MR. ANDERSON: The matter passes, 4-0-
17 0. As Chairperson of the Alcohol and Beverage
18 Control Board for the District of Columbia, in
19 accordance with Title 3, Chapter 4 or 5, Office
20 of Open Government, I move the ABC Board hold a
21 closed meeting on January 8th, 2020 for the
22 purpose of discussing and hearing reports
23 concerning ongoing or planned investigations for
24 alleged criminal or civil misconduct, or
25 violation of the law or regulations and seeking

1 the advice from our council on the board's
2 investigative agenda, legal agenda and licensing
3 agenda as -- for -- for December 13th -- no, I am
4 sorry, and licensing agenda for January 8th, 2020
5 as published in the D.C. Register on December
6 13th, 2019. Is there a second?

7 MR. SHORT: Second.

8 MR. ANDERSON: Mr. Short has seconded
9 the motion. I will take a roll call vote on the
10 motion set forth now that has been seconded. Ms.
11 Wahabzadah?

12 MS. WAHABZADAH: I agree.

13 MR. ANDERSON: Mr. Short?

14 MR. SHORT: I agree.

15 MR. ANDERSON: Ms. Crockett?

16 MS. CROCKETT: I agree.

17 MR. ANDERSON: Mr. Anderson? I agree.

18 As it appears that a motion has passed, I hear by
19 give notice that ABC Board will hold this
20 aforementioned closed meeting, pursuant to the
21 Open Meetings Act, notice will also be posted on
22 the ABC Board here in the room, put in the
23 calendar -- placed on the electronic calendar on
24 the ABRA's website and published in the D.C.
25 Register in a timely manner, as practical. It is

1 11:40 a.m. and we are adjourned for the year.

2 Thank you very much.

3 (Whereupon, the above-entitled matter
4 went off the record at 11:39 a.m.)

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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: Agenda

Before: DCABRA

Date: 12-11-19

Place: Washington, DC

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Neal R Gross

Court Reporter

NEAL R. GROSS

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