> DISTRICT OF COLUMBIA
> $+\boldsymbol{+}+\boldsymbol{+}$
> ALCOHOLIC BEVERAGE CONTROL BOARD
> $+\boldsymbol{+}+\boldsymbol{+}$
> MEETING

IN THE MATTER OF: :
cancellation Agenda
Investigative Agenda :
Legal Agenda :
Supplemental Legal Agenda:
Licensing Agenda :
:

Wednesday
June 26, 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
JAMES SHORT, Member
REMA WAHABZADAH, Member
P-R-O-C-E-E-D-I-N-G-S
3:03 p.m.

CHAIRPERSON ANDERSON: The first matter on our legal agenda is the review of ANC 7E's request to reinstate its protest of Toni's Market class change application. Toni's Market, License Number 102043.

I make a motion that we deny this request.

Is there a second?
MEMBER SILVERSTEIN: Second.
CHAIRPERSON ANDERSON: Mr. Silverstein has seconded the motion.

All those in favor, say aye. (Chorus of ayes.)

CHAIRPERSON ANDERSON: Those opposed? (No response.)

CHAIRPERSON ANDERSON: The matter passes 5-0-0.

The next matter is for review of Louise Sagalyn's motion for reinstatement of protest in the Il Canale matter, License Number
083707.

I make a motion that we postpone for two weeks and refer it to enforcement.

Is there a second?
MEMBER SHORT: Second.

CHAIRPERSON ANDERSON: Mr. Short has seconded the motion.

All those in favor, say aye.
(Chorus of ayes.)
CHAIRPERSON ANDERSON: Those opposed?
(No response.)
CHAIRPERSON ANDERSON: The matter passes 5-0-0.

The next matter for review of Il Canale's opposition to Louise Sagalyn's motion for reinstatement of protest in the Il Canale matter.

I make a motion that again for this one that we also postpone for two weeks and refer it to enforcement.

Is there a second?
MEMBER SILVERSTEIN: Second.

CHAIRPERSON ANDERSON: Mr. Silverstein has seconded the motion.

All those in favor, all in favor, say aye.
(Chorus of ayes.)
CHAIRPERSON ANDERSON: Those opposed?
(No response.)
CHAIRPERSON ANDERSON: The matter passes 5-0-0.

The next matter for review of preliminary agreement dated May 28th, 2019, between Bourbon, ANC 1C, and the Kalorama Citizens' Association, in the Bourbon matter, License Number 113499.

I make a motion that we approve this request.

Is there a second?
MEMBER SILVERSTEIN: Second.
CHAIRPERSON ANDERSON: Mr. Silverstein has seconded the motion.

All those in favor, say aye.
(Chorus of ayes.)

CHAIRPERSON ANDERSON: Those opposed? (No response.)

CHAIRPERSON ANDERSON: The matter is passed 5-0-0.

The next measure is review of Aloha CR3W Entertainment and Catering's request for reinstatement of its license. The License Number is 108399.

I make a motion that we approve this request.

Is there a second?
MEMBER SILVERSTEIN: Second.
CHAIRPERSON ANDERSON: Mr. Silverstein has seconded the motion.

All those in favor, say aye. (Chorus of ayes.)

CHAIRPERSON ANDERSON: Those opposed? (No response.)

CHAIRPERSON ANDERSON: The matter is passed 5-0-0.

The next matter is the review of ANC 2C's letter of support of the group of 5 or
more's protest petition of the Trump International Hotel, Washington, D.C., renewal application. Trump International Hotel, License Number 100648. This is an FYI for the Board.

The next matter is the review of settlement agreement dated May 13th, 2019, between Rinconcito Tex--Mex Restaurant and ANC 1A. The License Number is 089715.

I make a motion that we approve the settlement agreement.

Is there a second?
MEMBER SILVERSTEIN: Second.

CHAIRPERSON ANDERSON: Mr. Silverstein has seconded the motion.

All those in favor, say aye.
(Chorus of ayes.)
CHAIRPERSON ANDERSON: Those opposed?
(No response.)
CHAIRPERSON ANDERSON: The matter is passed 5-0-0.

The next matter is the review of preliminary agreement dated May -- June 12th,

2019, between Al Dente and ANC 3D. Al Dente's License Number is 087728.

I make a motion that we approve this matter with modifications.

Is there a second?
MEMBER SILVERSTEIN: Second.
CHAIRPERSON ANDERSON: Mr. Silverstein has seconded the motion.

All those in favor, say aye.
(Chorus of ayes.)
CHAIRPERSON ANDERSON: Those opposed?
(No response.)
CHAIRPERSON ANDERSON: The matter is passed 5-0-0.

The next matter is the review of the group of 5 or more's request that the Board allow a previously filed protest against Howard Theatre's renewal license application to replackard. Howard Theatre License Number is 088646.

I make a motion that we approve this request.

Is there a second?
MEMBER SHORT: Second.
CHAIRPERSON ANDERSON: Mr. Short has seconded the motion.

All those in favor, say aye. (Chorus of ayes.)

CHAIRPERSON ANDERSON: Those opposed? (No response.)

CHAIRPERSON ANDERSON: The matter is passed 5-0-0.

The next matter is the review of ANC 6B's request to extend the protest petition deadline for Ambar, License Number 090240. This matter is now moot because the Board has already re-plackarded the matter.

The next matter is the review of ANC 6B's notice to withdraw protest of Radici's license renewal application, License Number 093739.

I make a motion that we approve this request.

> Is there a second?

MEMBER SILVERSTEIN: Second.
CHAIRPERSON ANDERSON: Mr. Silverstein has seconded the motion.

All those in favor, say aye.
(Chorus of ayes.)
CHAIRPERSON ANDERSON: Those opposed?
(No response.)
CHAIRPERSON ANDERSON: The matter is passed 5-0-0.

The next matter is the review of ANC 6B's notice to withdraw protest of La Plaza Mexican Restaurant, License Number 060614.

I make a motion that we approve this request.

Is there a second?
MEMBER SILVERSTEIN: Second.
CHAIRPERSON ANDERSON: The next -- Mr.
Silverstein has seconded the motion.
All those in favor, say aye.
(Chorus of ayes.)
CHAIRPERSON ANDERSON: Those opposed?
(No response.)

CHAIRPERSON ANDERSON: The matter is passed 5-0-0.

The next matter is the review of ANC 6B's notice to withdraw protest of Matchbox's license renewal application, Matchbox License Number 079276.

I make a motion that we approve this request.

Is there a second?
MEMBER SHORT: Second.
CHAIRPERSON ANDERSON: Mr. Short has seconded the motion.

All those in favor, say aye. (Chorus of ayes.)

CHAIRPERSON ANDERSON: Those opposed?
(No response.)
CHAIRPERSON ANDERSON: The matter is passed 5-0--0.

The next one is the review of ANC 6B's notice to withdraw petition, protest of Medium Rare Barracks Row's license renewal. License Number is 093525.

I make a motion that we approve this request.

Is there a second?
MEMBER CATO: Second.
CHAIRPERSON ANDERSON: Mr. Cato has seconded the motion.

All those in favor, say aye. (Chorus of ayes.)

CHAIRPERSON ANDERSON: Those opposed?
(No response.)
CHAIRPERSON ANDERSON: The matter is passed 5-0-0.

The next matter is the review of ANC 1B's notice of withdrawal of its protest of Ambassador Restaurant's license renewal application, Ambassador Restaurant License Number 090422.

I make a motion that we approve this request.

> Is there a second?

MEMBER SILVERSTEIN: Second.
CHAIRPERSON ANDERSON: Mr. Silverstein
has seconded the motion.
All those in favor, say aye.
(Chorus of ayes.)
CHAIRPERSON ANDERSON: Those opposed?
(No response.)
CHAIRPERSON ANDERSON: The matter is passed 5-0-0.

The next measure, review of ANC 1B's notice of withdrawal of its protest of Right Spot's license renewal application, White Spot License Number 100631.

I make a motion that we approve this request.

Is there a second?
MEMBER SILVERSTEIN: Second.
CHAIRPERSON ANDERSON: Mr. Silverstein has seconded the motion.

All those in favor, say aye.
(Chorus of ayes.)
CHAIRPERSON ANDERSON: Those opposed?
(No response.)
CHAIRPERSON ANDERSON: The matter is
passed 5-0-0.
We now move to our supplementary legal agenda.

The first matter on our supplementary legal agenda is a review of Louise Sagalyn's reply to Il Canale's opposition to motion for reinstatement of protest, Il Canale License Number 083707.

I make a motion that we postpone for two weeks and refer it to enforcement.

Is there a second?
MEMBER SHORT: Second.
CHAIRPERSON ANDERSON: Mr. Short has seconded the motion.

All those in favor, say aye.
(Chorus of ayes.)
CHAIRPERSON ANDERSON: Those opposed?
(No response.)
CHAIRPERSON ANDERSON: The matter is passed 5-0-0.

The next matter is the review of group of 5 or more's motion for protective order in the

Trump International Hotel, License Number 100648. I make a motion that we deny this request.

Is there a second?
MEMBER SHORT: Second.
CHAIRPERSON ANDERSON: Mr. Short has seconded the motion.

All those in favor, say aye. (Chorus of ayes.)

CHAIRPERSON ANDERSON: Those opposed? (No response.)

CHAIRPERSON ANDERSON: The matter is passed 5-0-0.

The next matter is the review of the Trump International Hotel's opposition to the group of 5 or more's motion for protective order in the Trump International Hotel, License Number 100648. This is now moot.

The next matter is the group of 5 or more's motion, reply motion in support of motion for protective order in the Trump International Hotel, License Number 100648. This matter is now
moot.
The next matter is the group of 94's request for reinstatement of its protest in the Whole Foods Market, License Number 086071.

I make a motion that we approve this request.

Is there a second?
MEMBER CATO: Second.
CHAIRPERSON ANDERSON: Mr. Cato has seconded the motion.

All those in favor, say aye.
(Chorus of ayes.)
CHAIRPERSON ANDERSON: Those opposed?
(No response.)
CHAIRPERSON ANDERSON: The matter is passed 5-0-0.

The next matter is for review of the group of 12's request for reinstatement of its protest in the Whole Food's Market, License Number 086071.

I make a motion to approve this request.

Is there a second?
MEMBER SILVERSTEIN: Second.
CHAIRPERSON ANDERSON: Mr. Silverstein has seconded the motion.

All those in favor, say aye. (Chorus of ayes.)

CHAIRPERSON ANDERSON: Those opposed? (No response.)

CHAIRPERSON ANDERSON: The matter is passed 5-0-0.

The next matter is the review of Habesha Market \& Restaurant's request for reinstatement of its license. Habesha Market \& Carry-out Restaurant, License Number 087362.

I make a motion that we deny the request.

Is there a second?
MEMBER SILVERSTEIN: Second.
CHAIRPERSON ANDERSON: Mr. Silverstein has seconded the motion.

> All those in favor, say aye.
> (Chorus of ayes.)

CHAIRPERSON ANDERSON: Those opposed? (No response.)

CHAIRPERSON ANDERSON: The matter is passed 5-0-0.

The next matter is the review of the -- review of GLO-Lalibela Ethiopia Restaurant \& Lounge, the request for reinstatement of its license renewal application. The License Number is 104701.

> I make a motion that we deny this request.

> Is there a second? MEMBER SILVERSTEIN: Second. CHAIRPERSON ANDERSON: Mr. Silverstein has seconded the motion.

All those in favor, say aye.
(Chorus of ayes.)
CHAIRPERSON ANDERSON: Those opposed?
(No response.)
CHAIRPERSON ANDERSON: The matter is passed 5-0-0.

The next matter is the review of

Ramona Arias's landlord complaint against Addis Paris Café, License Number 110083. This is an FYI for the Board.

The next matter is the review of amended settlement agreement, dated June 17 th, 2019, between AE -- I'm sorry, between ANC 2E. This is Citizens' Association of Georgetown and Flavio License Number 008004.

I make a motion that we approve this matter, with modifications.

Is there a second?
MEMBER CATO: Second.

CHAIRPERSON ANDERSON: Mr. Cato has seconded the motion.

All those in favor, say aye.
(Chorus of ayes.)
CHAIRPERSON ANDERSON: Those opposed?
(No response.)
CHAIRPERSON ANDERSON: The matter is passed 5-0-0.

The next matter is the review of a settlement agreement dated June 12th, 2019,
between Angelo Ristorante Italiano, ANC @3, and the Citizens' Association of Georgetown. License of Angelo Ristorante Italiano, License Number 109417.

I make a motion that we agree to this, approve this settlement agreement, with modifications.

Is there a second?
MEMBER CATO: Second.
CHAIRPERSON ANDERSON: Mr. Cato has seconded the motion.

All those in favor, say aye. (Chorus of ayes.)

CHAIRPERSON ANDERSON: Those opposed? (No response.)

CHAIRPERSON ANDERSON: The matter is passed 5-0-0.

The next matter is the review of ANC 1A's request to have its protest petition grandfathered in La Morentia matter, License Number 086595.

I make a motion that we approve this
request.
Is there a second?
MEMBER SHORT: Second.
CHAIRPERSON ANDERSON: Mr. Short has seconded the motion.

All those in favor, say aye. (Chorus of ayes.)

CHAIRPERSON ANDERSON: Those opposed? (No response.)

CHAIRPERSON ANDERSON: The matter is passed 5-0-0.

The next matter is review of the amended settlement agreement, dated May 24th, 2019, between ANC 2F and the Columbia Room, License Number 100376.

I make a motion that we approve this request, with modifications.

Is there a second?
MEMBER SILVERSTEIN: Second.
CHAIRPERSON ANDERSON: Mr. Silverstein has seconded the motion.

All those in favor, say aye.
(Chorus of ayes.)
CHAIRPERSON ANDERSON: Those opposed? (No response.)

CHAIRPERSON ANDERSON: The matter is passed 5-0-0.

The next matter is the review of ANC 2B's resolution seeking a 3-year extension of the West Dupont Circle Moratorium Zone. The ABC Board will be holding a hearing on this matter on July 24th, two thou -- July 24th, at 10:00 a.m.

We now move to our second supplementary legal agenda.

The first matter on our second supplementary legal agenda is the review of ANC 1B's notice of withdrawal of its protest of The Smith's license renewal application, The Smith License Number 105790.

I make a motion that we approve this request.

Is there a second?<br>MEMBER SILVERSTEIN: Second.<br>CHAIRPERSON ANDERSON: Mr. Silverstein

has seconded the motion.
All those in favor, say aye.
(Chorus of ayes.)
CHAIRPERSON ANDERSON: Those opposed?
(No response.)
CHAIRPERSON ANDERSON: The matter is passed 5-0-0.

All right, we now move to our licensing agenda.

The first matter on our licensing agenda is the review of the application for safekeeping of license for A-1 Grocery, License Number 112305.

I make a motion that we agree to this request through September 30th, 2019.

Is there a second?
MEMBER SHORT: Second.
MEMBER SILVERSTEIN: Second.
CHAIRPERSON ANDERSON: Mr. Short and Mr. Silverstein have seconded the motion.

All those in favor, say aye.
(Chorus of ayes.)

CHAIRPERSON ANDERSON: Those opposed? (No response.)

CHAIRPERSON ANDERSON: The matter is passed 5-0-0.

The next matter is review of application for safekeeping of license for Hotel Arboretum, License Number 082836.

I make a motion that we approve this request through September 30th, 2019.

Is there a second?
MEMBER CATO: Second.
CHAIRPERSON ANDERSON: Mr. Cato has seconded the motion.

All those in favor, say aye. (Chorus of ayes.)

CHAIRPERSON ANDERSON: Those opposed?
(No response.)
CHAIRPERSON ANDERSON: The matter is passed 5-0-0.

The next matter is to review application for change of hours for sidewalk café for Jaleo, License Number 019105.

I make a motion that we refer this back, this matter back to licensing.

Is there a second?
MEMBER SILVERSTEIN: Second.
CHAIRPERSON ANDERSON: Mr. Silverstein has seconded the motion.

All those in favor, say aye.
(Chorus of ayes.)
CHAIRPERSON ANDERSON: Those opposed?
(No response.)
CHAIRPERSON ANDERSON: The matter is passed 5-0-0.

The next matter is to review application for change of hours Friendship Macaron, License Number 112 -- 113227.

I make a motion that we approve this request.

Is there a second?
MEMBER SILVERSTEIN: Second.
CHAIRPERSON ANDERSON: Mr. Silverstein has seconded the motion.

All those in favor, say aye.
(Chorus of ayes.)
CHAIRPERSON ANDERSON: Those opposed? (No response.)

CHAIRPERSON ANDERSON: The matter is
passed 5-0-0.
The next matter is review of request to remove cover charge endorsement from license for Friendship Macaron, License Number 113227.

I make a motion that we approve this matter.

Is there a second?
MEMBER SHORT: Second.
CHAIRPERSON ANDERSON: Mr. Short has
seconded the motion.
All those in favor, say aye.
(Chorus of ayes.)
CHAIRPERSON ANDERSON: Those opposed?
(No response.)
CHAIRPERSON ANDERSON: The matter is
passed 5-0-0.
The next measure is review of request to increase authorized seating and total
occupancy load from 40 to 62 in The Green Zone, License Number 106839.

I make a motion that we approve this request.

Is there a second?
MEMBER CATO: Second.
CHAIRPERSON ANDERSON: Mr. Cato has seconded the motion.

All those in favor, say aye.
(Chorus of ayes.)
CHAIRPERSON ANDERSON: Those opposed?
(No response.)
CHAIRPERSON ANDERSON: The matter is passed 5-0-0.

The next matter is review of a request for approval to provide a gift of a cooler and CO2 tank rental that does not exceed \$500 in value to Dixie Liquor, License Number 112906, from Hop and Wine Beverages, License Number 086140.

I make a motion that we approve this request.

Is there a second?
MEMBER SILVERSTEIN: Second.
CHAIRPERSON ANDERSON: Mr. Silverstein has seconded the motion.

All those in favor, say aye. (Chorus of ayes.)

CHAIRPERSON ANDERSON: Those opposed? (No response.)

CHAIRPERSON ANDERSON: The matter is passed 5-0-0.

We now move to our supplementary -supplemental license agenda.

The first matter on our supplemental license agenda is to review application for a stipulated license with letter of ANC support for a new ABC license for Retrobottega, License Number 113763.

I make a motion that we approve this request.

Is there a second?
MEMBER CATO: Second.
CHAIRPERSON ANDERSON: Mr. Cato has
seconded the motion.
All those in favor, say aye.
(Chorus of ayes.)
CHAIRPERSON ANDERSON: Those opposed?
(No response.)
CHAIRPERSON ANDERSON: The matter is passed 5-0-0.

The next matter for review, application for a stipulated license with letter of ANC support for a new license for Mr. Braxton Bar and Kitchen, License Number 114201.

I make a motion that we approve this request.

Is there a second?
MEMBER SILVERSTEIN: Second.
CHAIRPERSON ANDERSON: Mr. Silverstein has seconded the motion.

All those in favor, say aye.
(Chorus of ayes.)
CHAIRPERSON ANDERSON: Those opposed?
(No response.)
CHAIRPERSON ANDERSON: The matter is
passed 5-0-0.
The next matter is to review application on stipulated license with letter of ANC support to operate with substantial changes Roy Boys, License Number 112358.

I make a motion that we approve this request.

Is there a second?
MEMBER SHORT: Second.
MEMBER SILVERSTEIN: Second.
CHAIRPERSON ANDERSON: Mr. Short and Mr. Silverstein have seconded the motion.

All those in favor, say aye. (Chorus of ayes.)

CHAIRPERSON ANDERSON: Those opposed?
(No response.)
CHAIRPERSON ANDERSON: The matter is passed 5-0-0.

The next measure, review of new Class C tavern application for Serenata \& Zumo, License Number 113917.

I make a motion that we have a fact
finding hearing.
Is there a second?
MEMBER SHORT: Second.
CHAIRPERSON ANDERSON: Mr. Short has seconded the motion.

All those in favor, say aye.
(Chorus of ayes.)
CHAIRPERSON ANDERSON: Those opposed?
(No response.)
CHAIRPERSON ANDERSON: The matter is
passed 5-0-0.
The next matter, review of Class $C$ tavern transfer of application for Ocean Lounge, License Number 114106.

I make a motion that we have a fact finding hearing.

Is there a second?
MEMBER SILVERSTEIN: Second.
CHAIRPERSON ANDERSON: Mr. Silverstein has seconded the motion.

All those in favor, say aye.
(Chorus of ayes.)

CHAIRPERSON ANDERSON: Those opposed?
(No response.)
CHAIRPERSON ANDERSON: The matter is passed 5-0-0.

We now move to our second supplemental license agenda.

The first matter on our second supplemental license agenda is the review of the new Class C restaurant application for Queen's Restaurant and Lounge, License Number 114229.

I make a motion that we have a fact finding hearing.

Is there a second?
MEMBER SHORT: Second.

CHAIRPERSON ANDERSON: Mr. Short has seconded the motion.

All those in favor, say aye. (Chorus of ayes.)

CHAIRPERSON ANDERSON: Those opposed?
(No response.)
CHAIRPERSON ANDERSON: The matter is passed 5-0-0.

We now move to our cancellation agenda.

The ABC Board will be canceling the following license for the reasons outlined below: Queen of Sheba, License Number 073644. The licensee did not renew;

Gallery, B, License Number 100234.
The licensee requests cancellation.
I make a motion, therefore, that the ABC Board cancels the licenses for Queen of Sheba and Gallery.

Is there a second?
MEMBER CATO: Second.
CHAIRPERSON ANDERSON: Mr. Cato has seconded the motion.

All those in favor, say aye.
(Chorus of ayes.)
CHAIRPERSON ANDERSON: Those opposed?
(No response.)
CHAIRPERSON ANDERSON: The matter is passed 5-0-0.

The Board is then in recess until our

5:30 -- I'm sorry, our 3:30 hearing. (Whereupon, at 3:19 p.m., the aboveentitled matter was concluded.)

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In the matter of: Agenda

Before: DCABRA

Date: 06-26-19

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

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