

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

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

Wednesday
June 27, 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
NICK ALBERTI, Member
BOBBY CATO, JR., Member
DONALD ISAAC, SR., Member
MIKE SILVERSTEIN, Member
JAMES SHORT, Member

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

2 10:24 a.m.

3 CHAIRPERSON ANDERSON: We are now
4 going to do our Legal Agenda.

5 The first matter on our Legal Agenda
6 is the review of the Group of 5 or More Motion
7 for Reinstatement of its protest for Kenilworth
8 Market, License No. 087818.

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

11 MEMBER CATO: Second.

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

14 All those in favor say aye.

15 ALL: Aye.

16 CHAIRPERSON ANDERSON: Those opposed?
17 The matter passes 5-0-0.

18 The next matter is the review of
19 applicant's opposition to the Group of 5 or
20 More's Motion for Reinstatement of its protest
21 for Kenilworth Market, License No. 087818.

22 This matter is now moot.

1 The next matter on our agenda is the
2 review of settlement agreement dated June 20,
3 2018 between ANC-4D and S & G Wine & Liquors,
4 License No. 093800.

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

7 MEMBER ISAAC: Second.

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

10 All those in favor say aye.

11 ALL: Aye.

12 CHAIRPERSON ANDERSON: Those opposed?
13 The matter passes 5-0-0.

14 The next matter on our agenda is the
15 review of Federal Spirits' request to store
16 invoices off-site, Federal Spirits, License No.
17 089730.

18 I make a motion that we approve this
19 request. Is there a second?

20 MEMBER CATO: Second.

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

1 All those in favor say aye.

2 ALL: Aye.

3 CHAIRPERSON ANDERSON: Those opposed?

4 The matter passes 5-0-0.

5 We now move to our Supplemental Legal
6 Agenda.

7 The first matter on our Supplemental
8 Legal Agenda is a review of settlement agreement
9 dated May 31, 2018 between ANC-2E, the Citizens
10 Association of Georgetown and Simply Banh,
11 License No. 109779.

12 I make a motion that we approve this
13 agreement with modifications. Is there a second?

14 MEMBER ISAAC: Second.

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

17 All those in favor say aye.

18 ALL: Aye.

19 CHAIRPERSON ANDERSON: Those opposed?

20 The matter passes 5-0-0.

21 The next matter is the review of
22 settlement agreement dated June 11, 2018 between

1 ANC-6D and Aslin Beer Garden, License No. 109855.

2 I make a motion that we approve this
3 request. Is there a second?

4 MEMBER CATO: Second.

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

7 All those in favor say aye.

8 ALL: Aye.

9 CHAIRPERSON ANDERSON: Those opposed?
10 The matter passes 5-0-0.

11 The next matter is the review of
12 Advisory Neighborhood Commission 5A's Motion for
13 Reconsideration of -- regarding 4 Seasons
14 Convenience Store, License No. 109434.

15 I make a motion that we grant this
16 request. Is there a second?

17 MEMBER ISAAC: Second.

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

20 All those in favor say aye.

21 ALL: Aye.

22 CHAIRPERSON ANDERSON: Those opposed?

1 The matter passes 5-0-0.

2 The next matter is the review of North
3 Michigan Park Civic Association's Motion for
4 Reconsideration of the dismissal in the 4 Seasons
5 Convenience Store, License No. 109434.

6 I make a motion that we deny this
7 request. Is there a second?

8 MEMBER ISAAC: Second.

9 CHAIRPERSON ANDERSON: Mr. Isaac has
10 seconded the motion.

11 All those in favor say aye.

12 ALL: Aye.

13 CHAIRPERSON ANDERSON: Those opposed?

14 The matter passes 5-0-0.

15 The next matter is the review of the
16 amended settlement agreement dated June 19, 2018
17 between Advisory Neighborhood Commission 3B and
18 The Good Guys Restaurant, License No. 000899.

19 I make a motion that we approve this
20 agreement with modifications. Is there a second?

21 MEMBER CATO: Second.

22 CHAIRPERSON ANDERSON: Mr. Cato has

1 seconded the motion.

2 All those in favor say aye.

3 ALL: Aye.

4 CHAIRPERSON ANDERSON: Those opposed?

5 The matter passes 5-0-0.

6 We now move to our Licensing Agenda.

7 The first matter on our Licensing
8 Agenda is to review request for change of hours
9 for Mart Liquors, License No. 108836.

10 I make a motion that we approve this
11 request. Is there a second?

12 MEMBER ISAAC: Second.

13 CHAIRPERSON ANDERSON: Mr. Isaac has
14 seconded the motion.

15 All those in favor say aye.

16 ALL: Aye.

17 CHAIRPERSON ANDERSON: Those opposed?

18 The matter passes 5-0-0.

19 The next matter is to review request
20 for change of hours for District Hardware and
21 Bike, License No. 104936.

22 I make a motion that we approve this

1 request. Is there a second?

2 MEMBER ISAAC: Second.

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

5 All those in favor say aye.

6 ALL: Aye.

7 CHAIRPERSON ANDERSON: Those opposed?
8 The matter passes 5-0-0.

9 The next matter is to review request
10 to increase total occupancy load from 49 to 79
11 for Rito Loco-El Techo, License No. 104119.

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

14 MEMBER ISAAC: Second.

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

17 All those in favor say aye.

18 ALL: Aye.

19 CHAIRPERSON ANDERSON: Those opposed?
20 The matter passes 5-0-0.

21 The next matter is to review request
22 to increase total occupancy load from 15 to 48

1 for Grand Duchess, License No. 106575.

2 I make a motion that we placard this
3 matter. Is there a second?

4 MEMBER SHORT: Second.

5 CHAIRPERSON ANDERSON: Mr. Short has
6 seconded the motion.

7 All those in favor say aye.

8 ALL: Aye.

9 CHAIRPERSON ANDERSON: Those opposed?
10 The matter passes 5-0-0.

11 The next matter is to review request
12 to add cover charge to existing entertainment
13 endorsement for 1230 DC, License No. 100537.

14 I make a motion that we approve this
15 request. Is there a second?

16 MEMBER CATO: Second.

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

19 All those in favor say aye.

20 ALL: Aye.

21 CHAIRPERSON ANDERSON: Those opposed?
22 The matter passes 5-0-0.

1 The next matter is to review
2 application for a Tasting Permit for Exotic Wine
3 and Liquors, License No. 105806.

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

6 MEMBER CATO: Second.

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

9 All those in favor say aye.

10 ALL: Aye.

11 CHAIRPERSON ANDERSON: Those opposed?

12 The matter passes 5-0-0.

13 We now move to our Supplemental
14 Licensing Agenda.

15 The first matter on our Supplemental
16 Licensing Agenda is to review request to add
17 second summer garden endorsement with seating for
18 40 in the upper terrace for The Darcy Hotel,
19 License No. 102437.

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

22 MEMBER ISAAC: Second.

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

3 All those in favor say aye.

4 ALL: Aye.

5 CHAIRPERSON ANDERSON: Those opposed?

6 The matter passes 5-0-0.

7 The next matter is to review request
8 for stipulated license with letter of ANC support
9 for Dangerously Delicious DC, License No. 087422.

10 I make a motion that we approve this
11 request. Is there a second?

12 MEMBER ISAAC: Second.

13 CHAIRPERSON ANDERSON: Mr. Isaac has
14 seconded the motion.

15 All those in favor say aye.

16 ALL: Aye.

17 CHAIRPERSON ANDERSON: Those opposed?

18 The matter passes 5-0-0.

19 The next matter is to review request
20 for Beer and Wine Purchasing Permit for Odd
21 Provisions, License No. 098903.

22 I make a motion that we approve this

1 request. Is there a second?

2 MEMBER ISAAC: Second.

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

5 All those in favor say aye.

6 ALL: Aye.

7 CHAIRPERSON ANDERSON: Those opposed?
8 The matter passes 5-0-0.

9 The next matter is to review request
10 for stipulated license with letter of ANC support
11 for Holiday Inn (Capitol Hill), License No.
12 109749.

13 I make a motion that we approve this
14 request. Is there a second?

15 MEMBER CATO: Second.

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

18 All those in favor say aye.

19 ALL: Aye.

20 CHAIRPERSON ANDERSON: Those opposed?
21 The matter passes 5-0-0.

22 The next matter is to review request

1 for stipulated license with letter of ANC support
2 for Del Mar, License No. 106119.

3 I make a motion that we approve this
4 request. Is there a second?

5 MEMBER ISAAC: Second.

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

8 All those in favor say aye.

9 ALL: Aye.

10 CHAIRPERSON ANDERSON: Those opposed?

11 The matter passes 5-0-0.

12 We now move to our Second Supplemental
13 Licensing Agenda.

14 The first matter on our Second
15 Supplemental Licensing Agenda is to review
16 request to replace first floor summer garden in
17 front of the establishment with a rooftop summer
18 garden with seating for 72 patrons for
19 Intercontinental Washington DC-The Wharf, License
20 No. 106688.

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

1 MEMBER SHORT: Second.

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

4 All those in favor say aye.

5 ALL: Aye.

6 CHAIRPERSON ANDERSON: Those opposed?
7 The matter passes 5-0-0.

8 The Board will be canceling the
9 license for the following establishment:

10 Lincoln Park Kitchen/Wine Bar, License
11 No. 100288.

12 I make a motion that we cancel this
13 license. Is there a second?

14 MEMBER ISAAC: Second.

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

17 All those in favor say aye.

18 ALL: Aye.

19 CHAIRPERSON ANDERSON: Those opposed?
20 The matter passes 5-0-0.

21 The Board will be in recess until our
22 2:00 hearing.

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(Whereupon, the Legal, Licensing,
Investigative and Cancellation Agendas were
concluded at 10:32 a.m.)

<p style="text-align: center;">A</p> <p>a.m 2:2 15:3 add 9:12 10:16 Advisory 5:12 6:17 agenda 1:6,6,7,7 2:4,5 3:1,14 4:6,8 7:6,8 10:14,16 13:13,15 Agendas 15:2 agreement 3:2 4:8,13 4:22 6:16,20 ALBERTI 1:17 Alcoholic 1:2,12,12 amended 6:16 ANC 11:8 12:10 13:1 ANC-2E 4:9 ANC-4D 3:3 ANC-6D 5:1 Anderson 1:14,16 2:3 2:12,16 3:8,12,21 4:3 4:15,19 5:5,9,18,22 6:9,13,22 7:4,13,17 8:3,7,15,19 9:5,9,17 9:21 10:7,11 11:1,5 11:13,17 12:3,7,16,20 13:6,10 14:2,6,15,19 applicant's 2:19 application 10:2 approve 2:9 3:5,18 4:12 5:2 6:19 7:10,22 9:14 10:4,20 11:10,22 12:13 13:3,21 Aslin 5:1 Association 4:10 Association's 6:3 aye 2:14,15 3:10,11 4:1 4:2,17,18 5:7,8,20,21 6:11,12 7:2,3,15,16 8:5,6,17,18 9:7,8,19 9:20 10:9,10 11:3,4 11:15,16 12:5,6,18,19 13:8,9 14:4,5,17,18</p>	<p>3:21 5:4,5 6:21,22 9:16,17 10:6,7 12:15 12:16 Chairperson 1:13,16 2:3,12,16 3:8,12,21 4:3,15,19 5:5,9,18,22 6:9,13,22 7:4,13,17 8:3,7,15,19 9:5,9,17 9:21 10:7,11 11:1,5 11:13,17 12:3,7,16,20 13:6,10 14:2,6,15,19 change 7:8,20 charge 9:12 Citizens 4:9 Civic 6:3 COLUMBIA 1:1 Commission 5:12 6:17 concluded 15:3 Control 1:2,12,12 Convenience 5:14 6:5 cover 9:12</p>	<p>front 13:17</p> <p style="text-align: center;">G</p> <p>G 3:3 garden 5:1 10:17 13:16 13:18 Georgetown 4:10 Grand 9:1 grant 5:15 Group 2:6,19</p> <p style="text-align: center;">H</p> <p>Hardware 7:20 hearing 1:12 14:22 Hill 12:11 Holiday 12:11 Hotel 10:18 hours 7:8,20</p>	<p style="text-align: center;">M</p> <p>Mar 13:2 Market 2:8,21 Mart 7:9 matter 1:5 2:5,17,18,22 3:1,13,14 4:4,7,20,21 5:10,11 6:1,2,14,15 7:5,7,18,19 8:8,9,13 8:20,21 9:3,10,11,22 10:1,12,15 11:6,7,18 11:19 12:8,9,21,22 13:11,14 14:7,20 MEETING 1:3 Member 1:17,17,18,18 1:19 2:11 3:7,20 4:14 5:4,17 6:8,21 7:12 8:2 8:14 9:4,16 10:6,22 11:12 12:2,15 13:5 14:1,14 met 1:12 Michigan 6:3 MIKE 1:18 modifications 4:13 6:20 moot 2:22 More's 2:20 motion 2:6,9,13,20 3:5 3:9,18,22 4:12,16 5:2 5:6,12,15,19 6:3,6,10 6:19 7:1,10,14,22 8:4 8:12,16 9:2,6,14,18 10:4,8,20 11:2,10,14 11:22 12:4,13,17 13:3 13:7,21 14:3,12,16 move 4:5 7:6 10:13 13:12</p>
<p style="text-align: center;">B</p> <p>Banh 4:10 Bar 14:10 Beer 5:1 11:20 Beverage 1:2,12,12 Bike 7:21 Board 1:2,12 14:8,21 BOBBY 1:17 Building 1:13</p>	<p style="text-align: center;">D</p> <p>D.C 1:13 Dangerously 11:9 Darcy 10:18 dated 3:2 4:9,22 6:16 DC 9:13 11:9 DC-The 13:19 Del 13:2 Delicious 11:9 deny 6:6 dismissal 6:4 District 1:1 7:20 DONALD 1:18 Donovan 1:14,16 Duchess 9:1</p>	<p style="text-align: center;">I</p> <p>increase 8:10,22 Inn 12:11 Intercontinental 13:19 Investigative 1:6 15:2 invoices 3:16 Isaac 1:18 3:7,8 4:14,15 5:17,18 6:8,9 7:12,13 8:2,3,14,15 10:22 11:1,12,13 12:2,3 13:5,6 14:14,15</p> <p style="text-align: center;">J</p> <p>JAMES 1:19 JR 1:17 June 1:10 3:2 4:22 6:16</p>	<p style="text-align: center;">N</p> <p>N.W 1:13 Neighborhood 5:12 6:17 NICK 1:17 North 6:2</p>
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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: 06-27-18

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.

Neal R Gross

Court Reporter

NEAL R. GROSS

COURT REPORTERS AND TRANSCRIBERS

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