

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

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<b>In the Matter of:</b>	)	
	)	
First Vine, LLC	)	
t/a First Vine	)	
	)	
Holder of a	)	
Internet Retailer's Class IA License	)	License No.: ABRA-075977
	)	Order No.: 2018-362
at premises	)	
4221 Connecticut Avenue, NW	)	
Washington, D.C. 20008	)	
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First Vine, LLC, t/a First Vine (Licensee)

David Dickinson, Commissioner, Advisory Neighborhood Commission (ANC) 3F

**BEFORE:** Donovan Anderson, Chairperson  
Nick Alberti, Member  
Mike Silverstein, Member  
James Short, Member  
Donald Isaac, Sr., Member  
Bobby Cato, Member  
Rema Wahabzadah, Member

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**ORDER ON SETTLEMENT AGREEMENT**

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The official records of the Alcoholic Beverage Control Board (Board) reflect that First Vine, LLC, t/a First Vine (Licensee), and ANC 3F have entered into a Settlement Agreement (Agreement), dated May 15, 2018, that governs the operation of the Licensee's establishment.

The Agreement has been reduced to writing and has been properly executed and filed with the Board. The Licensee and Commissioner David Dickinson, on behalf of ANC 3F, are signatories to the Agreement.

Accordingly, it is this 6th day of June, 2018, **ORDERED** that:

2. The above-referenced Settlement Agreement submitted by the parties to govern the operations of the Licensee's establishment is **APPROVED** and **INCORPORATED** as part of this Order, except for the following modification:

Section 4 (Public Spaces) – This Section shall be modified to read as follows: “The Applicant shall ensure that its employees park in legally authorized locations. The Applicant further agrees not to accept deliveries from or provide products for pick-up to vendors that park illegally.”

The parties have agreed to this modification.

3. Copies of this Order shall be sent to the Licensee and ANC 3F.

District of Columbia  
Alcoholic Beverage Control Board



Donoyan Anderson, Chairperson



Nick Alberti, Member



Mike Silverstein, Member

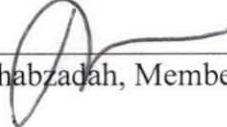


James Short, Member

Donald Isaac, Sr., Member



Bobby Cato, Member



Rema Wahabzadah, 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 14<sup>th</sup> Street, N.W., Suite 400S, Washington, DC 20009.

Also, pursuant to section 11 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

Made this        day of May 2018, by and between FIRST VINE, LLC (the "Applicant") and ADVISORY NEIGHBORHOOD COMMISSION 3F (the "ANC" or "ANC 3F"),

### WITNESSETH:

WHEREAS, pending before the District of Columbia Alcoholic Beverage Control ("ABC") Board is Applicant's application for the renewal of a Retailer's Class "A" (Internet Only) liquor license for the premises known as 4221 Connecticut Avenue, NW (the "Establishment"), License Number ABRA-075977; and

WHEREAS, both Applicant and the ANC (the "parties") desire to enter into a Settlement Agreement commemorating certain understandings regarding Applicant's operating plans;

WHEREAS, in consideration of the premises recited, and the mutual covenants and promises set forth below;

#### *General*

1. Applicant shall manage and operate an online-only retail establishment at the licensed premises and not as a physical location open to the public to sell or consume spirits, beer, or wine.

#### *Hours*

2. Applicant's hours of operation for all purposes – including deliveries and pick-ups – will be 9:00 a.m. to 9:00 p.m. Monday through Sunday.

#### *Public Spaces*

3. Applicant will make every effort to use off-street parking for dropping off and retrieving wine and to maintain the establishment in such a manner as to have minimal impact on vehicular and pedestrian traffic in the neighborhood;
4. All vehicle parking – including employees, deliveries, and pick-ups – will be limited to legal parking locations.
5. Applicant shall schedule garbage collection and any other activity that causes a noise disturbance in the alley behind the Establishment only from 9:00 a.m. to 9:00 p.m.

#### *Advertising*

6. Applicant shall be prohibited from displaying any advertising banners, neon signs, or outside signage other than any sign permitted by zoning.

*Breach of Agreement / Notifications*

7. Applicant shall comply with District of Columbia Official Code Title 25 and District of Columbia Municipal Regulations Title 23 as they apply to the establishment and the laws and regulations of the District of Columbia in the operation of this establishment.
8. Applicant agrees to maintain open communication with the ANC and the community for which the ANC acts. Applicant, upon notice from the ANC, shall confer and deal in good faith with issues raised under this Agreement or new issues that might arise with regard to the operation of the Establishment. In the event that any of the parties is in breach of this Agreement, it shall be entitled to reasonable notice and opportunity to cure, as a condition precedent to seeking enforcement of the Agreement. Unless the breach is of an emergency nature or is a repetition of a prior breach, reasonable notice and opportunity shall provide for a cure within 30 days of the date of such notice. If the Applicant fails to cure within the 30-day period (or, with respect to a breach which reasonably requires more than 30-days to cure, fails to commence cure of such breach and diligently pursues such cure), failure shall constitute grounds for the ANC to file a complaint with the ABC Board in accordance with D.C. Official Code §25-447. Unless otherwise noted above, any notices required to be made under this Agreement shall be in writing and mailed via certified mail, return receipt requested, or hand-delivered, to the other parties to this Agreement at the following addresses:

- a. FirstVine, LLC  
1642 Argonne Place, NW  
Washington, DC 20009
- b. Advisory Neighborhood Commission 3F  
4401-A Connecticut Avenue, N.W., PMB 244  
Washington, D.C. 20008-2322

Notice shall be deemed given as of the time of receipt or refusal of receipt.

THEREFORE, in consideration of and in reliance upon the commitments reflected in items 1 through 8 above, the ANC will advise the ABC Board that it does not oppose Applicant's pending application for a Retailer's Class "A" (Internet Only) license.

IN WITNESS WHEREOF, the parties have affixed hereunto their hands and seals on the year and day first above written.

*Applicant:* First Vine, LLC

*ANC:* Advisory Neighborhood  
Commission 3F

*By:*



*By:*



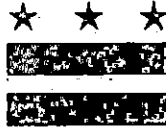
*Name:* Thomas E Natan Jr  
*Title:* Managing Member

*Name:*  
*Title:*

David Robinson  
ANC 3F Vice Chair

Government of the District of Columbia  
ADVISORY NEIGHBORHOOD COMMISSION 3F  
Van Ness • North Cleveland Park • Wakefield • Forest Hills

3F01 – David Dickinson, Vice Chair  
3F02 – Shirley Adelman, Treasurer  
3F03 – Naomi Rutenberg  
3F04 – Deirdre Brown  
3F05 – Andrea Molod, Secretary  
3F06 – William Sittig  
3F07 – Patrick Jakopchek, Chair



4401-A Connecticut Ave, N.W.  
Box 244, Washington, D.C. 20008  
commissioners@anc3f.com  
www.anc3f.com

May 16, 2018

Sent Via Email

Mr. Donovan Anderson, Chair  
Alcoholic Beverage Control Board  
2000 14th Street, NW, S2400  
Washington, DC 20009


RE: First Vine, LLC  
License No. ABRA-075977  
4221 Connecticut Avenue, NW

Dear Mr. Anderson,

At a duly noticed public meeting on Tuesday, May 15, 2018, and with a quorum present, Advisory Neighborhood Commission 3F (ANC 3F) adopted by a vote of 5 in favor, 0 opposed, and 0 abstaining, the attached Settlement Agreement and not to object to the granting of a renewed Class "A" (Internet Only) liquor license.

If you have any questions or concerns about the resolution, please contact me at 3F07@anc.dc.gov or Commissioner Shirley Adelman, the designated ANC Commissioner for this application, at 3F02@anc.dc.gov.

Sincerely,

  
Patrick Jakopchek, Chair