

**THE DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE AND CANNABIS BOARD**

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In the Matter of:)	
)	
Nai Saturn Eastern, LLC)	
t/a Safeway)	
)	
Holder of a)	License No.: ABRA-097707
Retailer's Class A License)	Order No.: 2024-441
)	
at premises)	
415 14th Street, SE)	
Washington, D.C. 20003)	
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Nai Saturn Eastern, LLC, t/a Safeway, Applicant

Edward Ryder, Chairperson, Advisory Neighborhood Commission (ANC) 6B

BEFORE: Donovan Anderson, Chairperson
James Short, Member
Silas Grant, Jr., Member

ORDER ON AMENDMENT TO SETTLEMENT AGREEMENT

The official records of the Alcoholic Beverage and Cannabis Board (Board) reflect that Nai Saturn Eastern, LLC, t/a Safeway (Licensee), and ANC 6B entered into a Settlement Agreement (Agreement), dated September 8, 2020, that governs the operations of the Licensee's establishment. This matter comes now before the Board to consider the Parties' Amendment to Settlement Agreement (Amendment), dated April 11, 2024, in accordance with D.C. Official Code § 25-446 (2001).

The Amendment has been reduced to writing and has been properly executed and filed with the Board. The Licensee and Chairperson Edward Ryder, on behalf of ANC 6B, are signatories to the Amendment.

Accordingly, it is this 12th day of June 2024, **ORDERED** that:

1. The above-referenced Amendment to Settlement Agreement submitted by the Parties to govern the operations of the Licensee's establishment is **APPROVED** and **INCORPORATED** as part of this Order;
2. All terms and conditions of the original Settlement Agreement not amended by the Amendment, shall remain in full force and effect; and
3. Copies of this Order shall be sent to the Parties.

District of Columbia
Alcoholic Beverage and Cannabis Board

eSigned via SeamlessDocs.com
Donovan Anderson
Key: ac43cb9658d5f0e46730069d1dccc8

Donovan Anderson, Chairperson

eSigned via SeamlessDocs.com
James Short
Key: 547ae373520de6ac8d1b352ad2949ec

James Short, Member



Silas Grant, Jr., Member

Pursuant to D.C. Official Code § 25-433(d)(1) (applicable to alcohol matters) or 22-C DCMR § 9720 (applicable to medical cannabis matters), 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 and Cannabis Administration, 2000 14th Street, N.W., Suite 400S, Washington, DC 20009.

Also, pursuant to section II 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 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 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).

AMENDMENT TO VOLUNTARY SETTLEMENT AGREEMENT

This Amendment to Voluntary Settlement Agreement (“Agreement”) is made on this 11th day of April, 2024 by and between NAI Saturn Eastern, LLC d/b/a Safeway (the “Applicant”) and Advisory Neighborhood Commission 6B (the “ANC 6B”) (together the “Parties”).

WITNESSETH:

WHEREAS the Applicant and ANC 6B entered into a Voluntary Agreement on September 8, 2020 (herein referred to as the “Voluntary Agreement,” attached here as Exhibit A) with respect to the Applicant’s application for a Retailer’s Class A License (the “License”) for a full-service grocery store business establishment that sells food and alcoholic beverages for consumption off the premises located at 415 14th Street, SE Washington, DC 20003 (“Premises”).

WHEREAS the Applicant seeks to renew the License (License No. 097707) and filed a renewal application with the Alcohol Beverage and Cannabis Association (“ABCA”).

WHEREAS the Parties have reached an agreement and wish to amend the Voluntary Agreement to avoid any potential protest to the renewal application and to reflect the Parties’ agreement.

NOW, THEREFORE, in consideration of the recitals set forth above and the mutual covenants and conditions set forth below, the Parties agree as follows:

1. ***Recitals incorporated.*** The recitals set forth above are incorporated herein by reference.
2. ***Amendment to Section 7 – Sanitation and Pest Control.*** Section 7 of the Voluntary Agreement is herein restated and amended to add the following: Applicant will periodically, and at all times in its discretion, clear litter related to the Premises from the public sidewalk and curb immediately adjacent to the Premises.
3. ***Amendment to add a New Section 10.*** A new Section 10 shall be added as follows:

10. **Parking Signage.** Applicant will install and maintain signage, both inside the Premises and immediately outside the entrance to the Premises on D St., reminding customers that free garage parking is available for customers via 14th St. The quantity, size, design and placement of such signage shall be within Applicant’s discretion and subject to any and all applicable District of Columbia approvals and requirements.

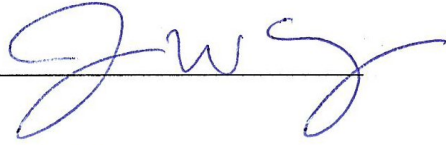
[signatures on following pages]

APPLICANT:

NAI Saturn Eastern, LLC d/b/a Safeway

Jonathan W. Cruz

By:

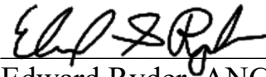


Title: VP of Operations

Date: 4-9-24

ANC 6B: 700 Pennsylvania Ave SE
Washington, DC 20003

ANC 6B Chair: Edward Ryder, Chair
6b@anc.dc.gov



Edward Ryder, ANC Chair

Date: 5-16-2024