THE DISTRICT OF COLUMBIA ALCOHOLIC BEVERAGE CONTROL BOARD

In the Matter of:)		
Suri DC, LLC t/a Suri)))		
Applicant for a New Retailer's Class CN License)	Case No.: License No.: Order No.:	20-PRO-00036 ABRA-116562 2020-1000
at premises 1217 Connecticut Avenue, NW Washington, D.C. 20036))))		

Suri DC, LLC, t/a Suri, Applicant

Daniel Warwick, Chairperson, Advisory Neighborhood Commission (ANC) 2B, Protestant

BEFORE:

Donovan Anderson, Chairperson

James Short, Member Bobby Cato, Member

Rema Wahabzadah, Member Rafi Aliya Crockett, Member

Jeni Hansen, Member

Edward S. Grandis, Member

ORDER ON SETTLEMENT AGREEMENT AND WITHDRAWAL OF ANC 2B'S PROTEST

The Application filed by Suri DC, LLC, t/a Suri (Applicant), for a new Retailer's Class CN License, having been protested, came before the Alcoholic Beverage Control Board (Board) for a Roll Call Hearing on September 28, 2020, in accordance with D.C. Official Code § 25-601 (2001).

The official records of the Board reflect that the Applicant and ANC 2B have entered into a Settlement Agreement (Agreement), dated November 12, 2020 that governs the operation of the Applicant's establishment.

The Agreement has been reduced to writing and has been properly executed and filed with the Board. The Applicant and Chairperson Daniel Warwick, on behalf of ANC 2B, are signatories to the Agreement.

This Agreement constitutes a withdrawal of the Protest filed by ANC 2B.

Accordingly, it is this 2nd day of December 2020, **ORDERED** that:

- 1. The Application filed by Suri DC, LLC, t/a Suri, for a new Retailer's Class CN License, located at 1217 Connecticut Avenue, NW, Washington, D.C., is **GRANTED**;
- 2. The Protest of ANC 2B in this matter is hereby **WITHDRAWN**;
- 3. The above-referenced Settlement Agreement submitted by the Parties to govern the operations of the Applicant's establishment is **APPROVED** and **INCORPORATED** as part of this Order, except for the following modifications:

Section 5 (Noise and Privacy) – Last paragraph, the language "sidewalk café" shall be replaced with the language "summer garden."

Section 10 (Notice and Opportunity to Cure) – The language "cause for seeking a Show Cause Order from the ABC Board" shall be replaced with the language "cause for filing a complaint with the ABC Board."

The parties have agreed to these modifications.

4. Copies of this Order shall be sent to the Parties.

District of Columbia
Alcoholic Beverage Control Board
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Donoras Andorson Kop. ac430690109041073009341dcet8
Donovan Anderson, Chairperson
eSigned via SoamloesDocs.com
Key: 547as373f220ds6ac8d1b337dd2949ec
James Short, Member
eSigned via SeamlessDocs.com
Bobby Cato, Member
eSigned via SeamlessDocs.com
Rema Wahabzadah, Member
Kéy; br2ca46b596b74099b19b35b738f16c7
Rema Wahabzadah, Member
eSigned via SeamlessDocs.com
Rafi Aliya Crockett, Member Koy: b580:919450159401615505c12181.cc
Rafi Crockett, Member
eSigned via SeamlessDoce.com
Jeni Handen, Member kop 82172331856047481b58862is41886
Jeni Hansen, Member
ęSigned via SeamlessDocs.com
Edward Grandis, Member
Key: 5027bda7ff9f0040eci 4adeb52541ce5
Edward S. Grandis 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 14th 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 thilty (30) days of the date of service of this Order, with the District of Columbia Coult of Appeals, 430 E StTeet, 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).

THIS SETTLEMENT AGREEMENT ("Agreement") is made on this 12 day of November, 2020 by and between Suri DC LLC t/a Suri, ABRA License 116562 ("Applicant"), and Advisory Neighborhood Commission 2B ("Protestant"), (collectively, the "Parties").

WITNESSETH

WHEREAS, Applicant has applied for a Retailer's Class "C" Nightclub #116562 for a business establishment ("Establishment") located at 1217 Connecticut Avenue, Washington, D.C. ("Premises");

WHEREAS, the Parties have agreed to enter into this Agreement and request that the Alcoholic Beverage Control Board ("ABC Board") approve the Applicant's license application conditioned upon the Applicant's compliance with the terms of this written Agreement; and

WHEREAS, the Parties are desirous of entering into a Settlement Agreement pursuant to D.C. Official Code § 25-446 for the operation and maintenance of the Establishment in such a manner as to minimize the effect on (i) peace, order, and quiet of the neighborhood and (ii) to eliminate the need for a Protest Hearing regarding the license application.

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. Nature of the Business. The Applicant will manage and operate a Retailer's Class "C" Nightclub. Any change from this model shall be considered by both Parties to be a substantial change in operation of great concern to residents and requires prior approval by the ABC Board.
- 3. Hours of Operation. The Applicant's interior hours of operation, hours of sales/service/consumption, and entertainment shall not exceed the following:

Sunday through Thursday: 8:00 A.M. – 5:00 A.M.

Friday and Saturday:

8:00 A.M. – 5:00 A.M.

The Applicant's hours of operation in the summer garden shall not exceed the following:

Sunday through Thursday:

8:00 A.M. - 5:00 A.M.

Friday and Saturday:

8:00 A.M. - 5:00 A.M.

The Applicant's hours of sales/service/consumption of alcohol and live entertainment in the summer garden shall not exceed the following:

Sunday through Thursday: 11:00 A.M.- 2:00 A.M. Friday and Saturday: 11:00 A.M.- 3:00 A.M.

Nothing in this Agreement shall prevent the Applicant from applying for extended hours during the following:(a) on days designated by the DC ABC Board as "Holiday Extension of Hours"; (b) in the event the Council of the District of Columbia or the ABC Board grants licensees in general extended operating hours (such as for Inauguration) applicant may avail itself of such extended hours; and (c) on January 1 of each year applicant may operate until 4:00 A.M.

- **4.** *Trash*. The Applicant agrees to obtain a dumpster to be placed in the rear of the building. Applicant shall use reasonable efforts (meaning what a prudent reasonable neighbor would do) to ensure that the area around the dumpster is kept clean at all times and the dumpster is placed such that it does not encroach on the abutting property owners and so that no garbage is placed on the abutting property.
- 5. Noise and Privacy. Applicant will strictly comply with D.C. Official Code § 25-725 and take all reasonable measures to ensure that music, noise and vibration from the Establishment are not audible within the adjacent residential properties. Applicant utilized a sound study and sound design prepared by I Design Miami which is Exhibit A and The Construction Group which is Exhibit B. Specifications for the enclosure and design will meet or exceed the sound study's noise mitigation standard.

Applicant agrees to take reasonable steps to keep its doors and windows closed when live music is being played at the establishment. (Reasonable steps meaning as a default the policy would be to keep doors and windows closed while music is being played, to not allow music to travel outside the establishment and become a nuisance for the neighbors. This closure shall not be enforced for purposes of ingress and egress or any situation where enforcement of such would become a safety hazard. This also would not apply to rooftop) Applicant agrees to implement reasonable sound mitigation measures on the interior and in the outdoor areas. Noise mitigating actions may include, but is not limited to, installation of sound absorbing and sound dampening materials, and the placement of speakers.

Applicant will take reasonable measures to promote pre-sale and sales of admission/table service through phone service and/or on line in order to reduce the number of customers waiting outside to be admitted, thereby preventing noise.

Applicant agrees that employees or security personnel shall take reasonable steps to monitor the sidewalk café area to ensure that patrons are not rowdy or loitering immediately in front of the establishment.

- 6. Rats and Vermin Control. The Applicant shall provide rat and vermin control for its property. Applicant shall take reasonable steps to have the Establishment and the area around the Premises properly cleaned at the end of each night.
- 7. License Ownership and Compliance with ABRA Regulations. Applicant promises to Protestants that it shall abide by all Alcoholic Beverage Regulations Administration (ABRA) regulations regarding the ownership of the license and all other provisions applicable to liquor licensees, and agrees that Protestants shall have standing to ask the ABC Board to enforce any

violations of the agreement.

- 8. Security. Applicant shall submit a security plan to ABRA pursuant to D.C. Code § 25-402.
- **9.Communications/Contact:** Applicant agrees to designate at least one individual staff member or manager to address specific concerns or issues raised by the community. Specifically, Applicant will provide the ANC the name and contact information for an individual to which any comments about the operation of the establishment may be addressed.
- 10. Notice and Opportunity to Cure. 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 Applicant or the licensee 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 a cause for seeking a Show Cause Order from the ABC Board pursuant to 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, postage prepaid, or hand-delivered, to the other parties to this Agreement at the following addresses. Notice shall be deemed given as of the time of receipt or refusal of receipt:

If to Applicant: Suri DC, LLC

t/a Suri

1217 Connecticut Avenue Washington, DC 20036 Attn: David Karim, Member Phone: (703) 627-3525

Email: dkarim70@gmail.com

Attn: Ameet Johal Phone: (202)369-1954

Email: ameet.johal@gmail.com CC to: Law office of Shirafkan Makan@shirafkanlaw.com

If to Protestant: Advisory Neighborhood Commission 2B

9 Dupont Circle, NW Washington, DC 20036 Attn: Daniel Warwick, Chair Email: 2B02.ANC@dc.gov

Failure to give notice shall not constitute waiver or acquiescence to the violation, but notice shall be a prerequisite to the filing of a complaint with the ABC Board or any other enforcement action.

11. Withdrawal of Protest. Upon execution of this Agreement by the Parties and its acceptance by the ABC Board, Protestants shall withdraw the Protest.

PROTESTANT:

Advisory Neighborhood Commission 2B

Doniel Warwick, Chair 11-18-2020

APPLICANT:

Suri DC LLC t/a Suri

David Karim

Suri DC LLC t/a Suri

Ameet Johal



1217 CONNECTICUT AVE

1217 CONNECTICUT AVE NW WASHINGTON, DC 20036

NOISE COMPLIANT AUDIO DESIGN, SPECIFIC FOR THE GOVERNMENT OF THE DISTRICT OF COLUMBIA - 60dB MAXIMUM 3 FEET FROM THE PROPERTY LINE

SOUND SYSTEM WILL BE EQUIPPED WITH A DIGITAL SIGNAL PROCESSOR THAT WILL BE PASSWORD PROTECTED AND LOCKED TO ENSURE VOLUME IS KEPT AT MAXIMUM LIMITS PERMITTED BY LAW

CABLE SPECIFICATIONS

	PLENUM	MODELS	
WIRE TYPE	DISCRIPTION	MFG	MODEL
12.2000	2C 12AWG	WEST PENN	25227B
12.4000	4C 12AWG	WEST PENN	25248B
14.2000	2C 14AWG	WEST PENN	25226B
22.2SH	2C 22AWG SH	WEST PENN	25291B
CAT 6	8C 24AWG UTP	WEST PENN	254246

FIRE LIFE (FIRE ALARM) SYSTEM TO PROVIDE A DRY CONTACT, NORMALLY CLOSED, 5V RELAY THAT IS OPENED WHEN THE FLS SYSTEM IS ACTIVATED.

SOUND SYSTEM WILL MUTE WHEN FLS SYSTEM IS ACTIVATED AND UN MUTE WHEN FLS SYSTEM IS DEACTIVATED.

A LOW VOLTAGE 2 CONDUCTOR CABLE IS REQUIRED BETWEEN THE FLS SYSTEM AND THE AUDIO SYSTEM (AV RACK) COLOR RED 18.2 AWG IS SUGGESTED.



I DESIGN MIAMI MIAMI, FL

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PAGE LAYOUT

AV-000 - COVER PAGE AV-101 - ROOFTOP SPEAKER LAYOUT AV-201 - ELEVATION DETAILS

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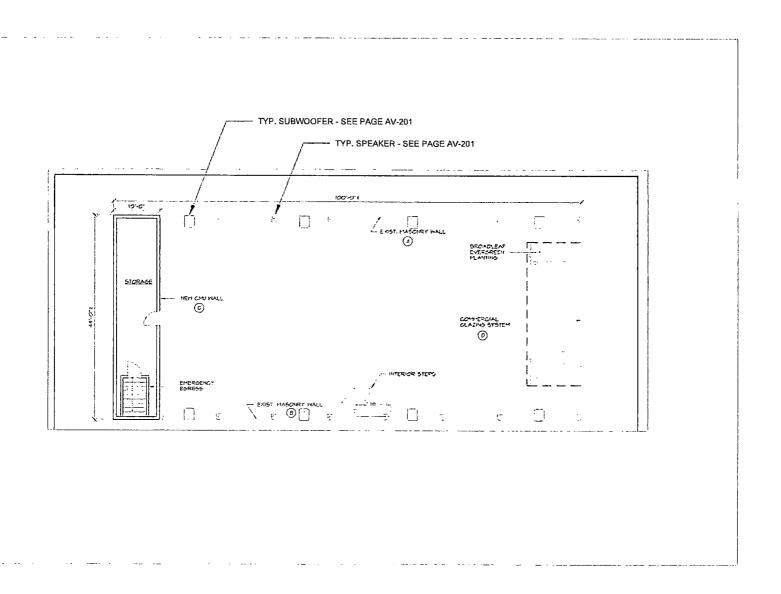
1217 CONNECTICUT AVE

1217 CONNECTICUT AVE NW WASHINGTON, DC 20036

REVISION	DATE	DESCRIPTION		
_	-			
PRE	PARI	D: 9/19/2020		

DESIGN

AV-000





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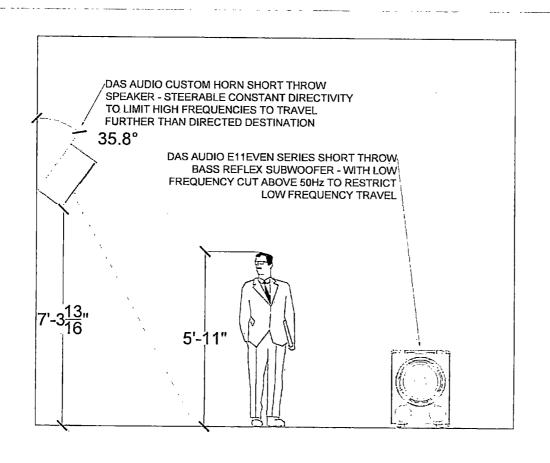
1217 CONNECTICUT AVE NW WASHINGTON, DC 20036

ROOFTOP SPEAKER LAYOUT

PREPARED: 9/19/2020

1 934GN TITYELOPMENT

AV-101



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TYP: SPEAKER HEIGHT

SCALE: N.T.S



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ELEVATION DETAILS

PREPARED: 9/19/2020

DEVELOPMENT

AV-201

THE CONSTRUCTION GROUP | 5305 VILLAGE CENTER DR. #124 | COLUMBIA, MD. 20144 202.543.6100 OFFICE | WWW.CONSTRUCTIONGROUP.COM

DCRA Class A License Number: 410514000425

To: 1217CT, LLC

Attn: Mr. Ameet Johal & Mr. David Karim

Re: Project - Conceptual Illustration for proposed Rooftop Noise Reduction System

Date: September 2, 2020

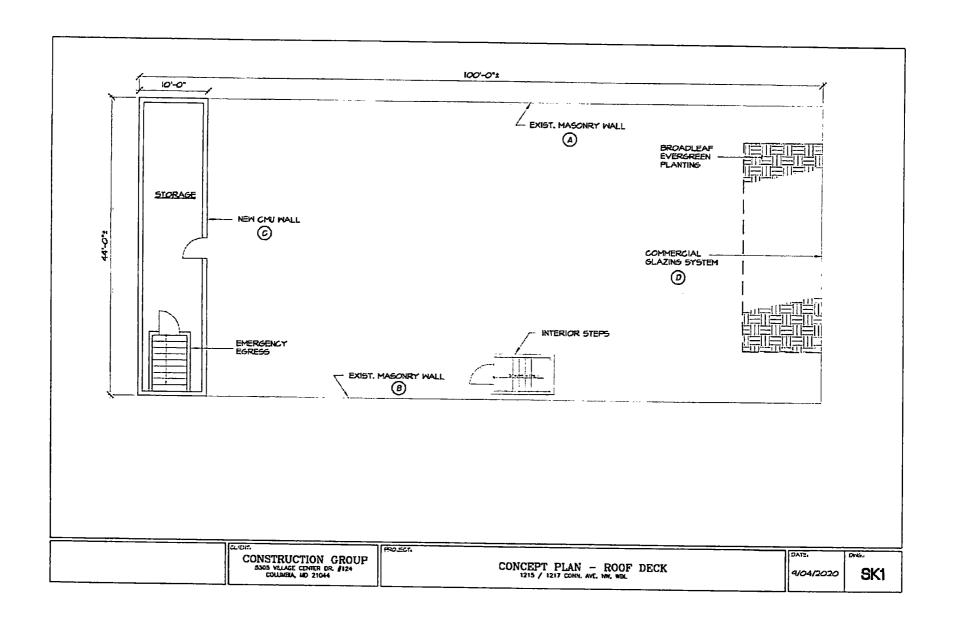
Included:

- Proposed Floor Plan

- Proposed Wall & Floor Noise Reduction Details

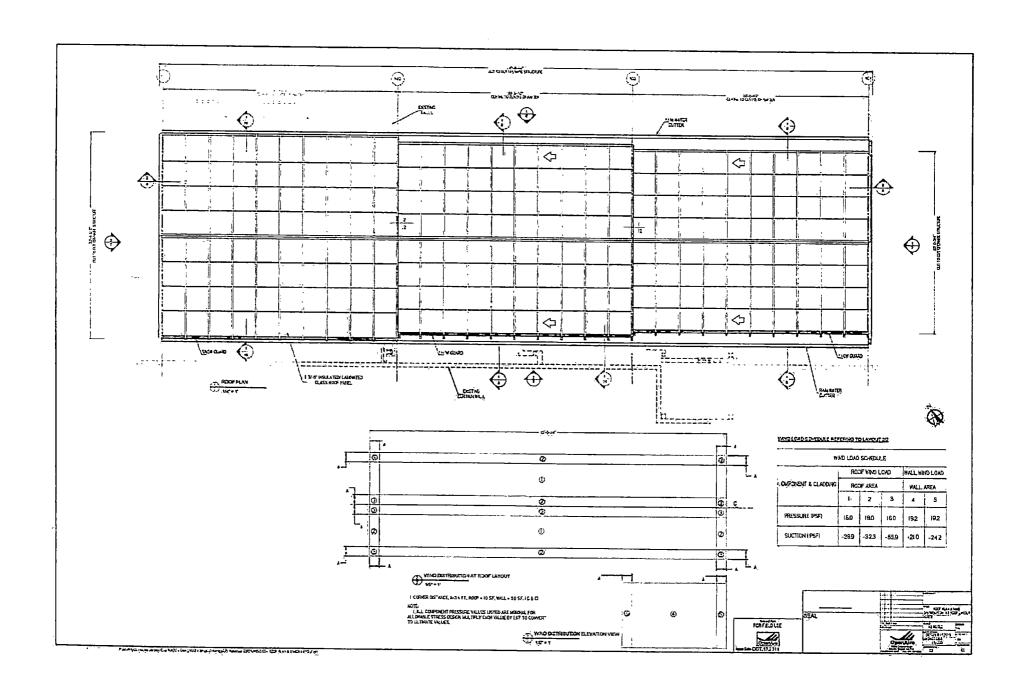
- Retractable Roof System

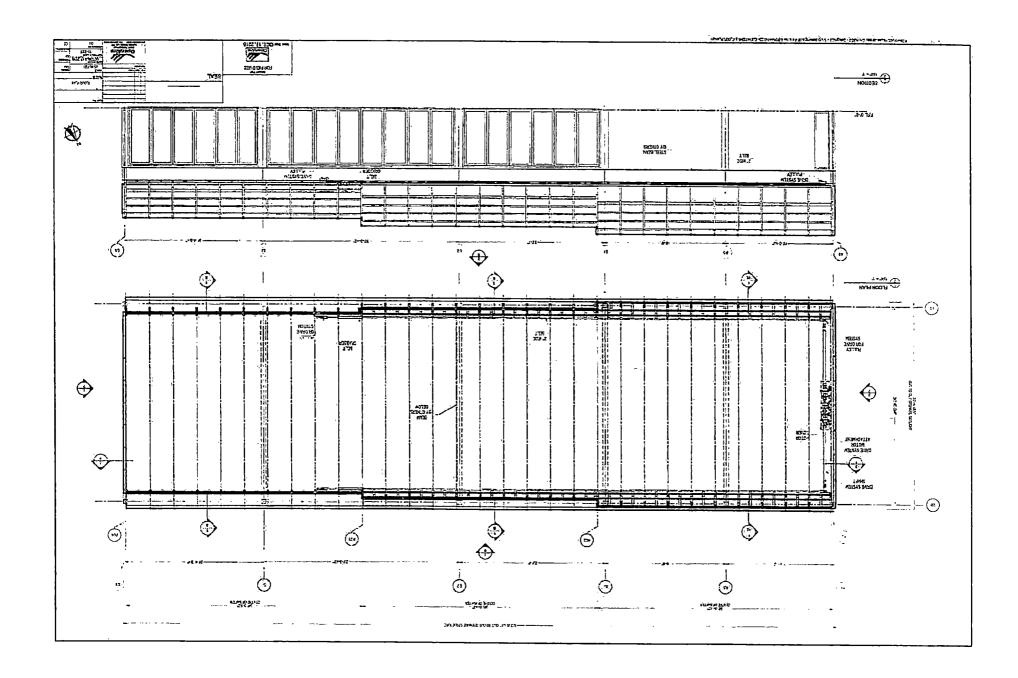
-END-

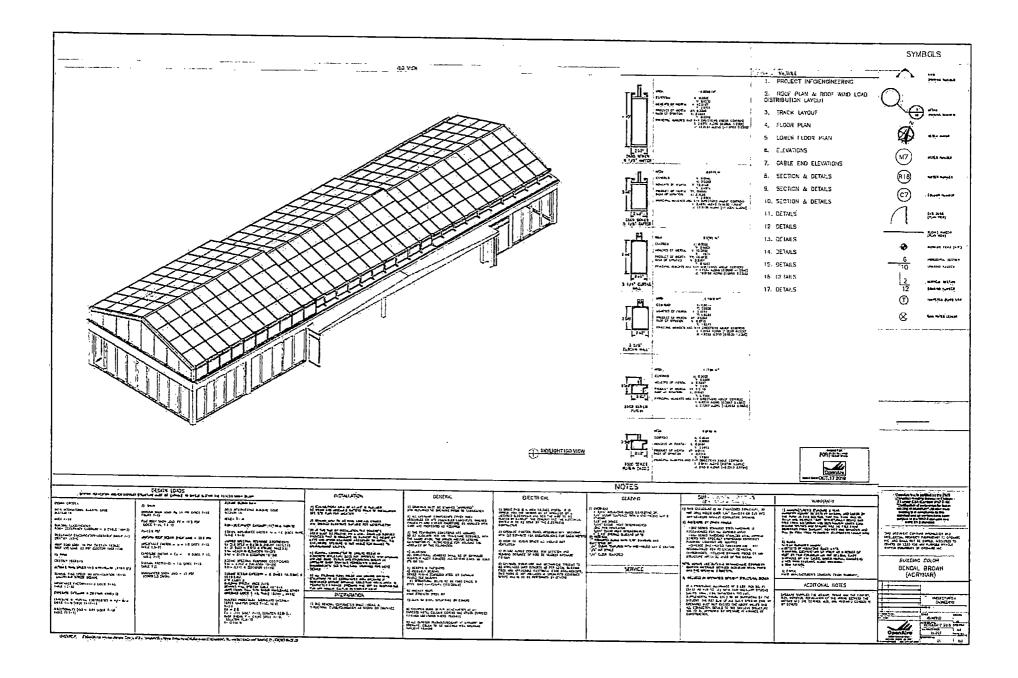


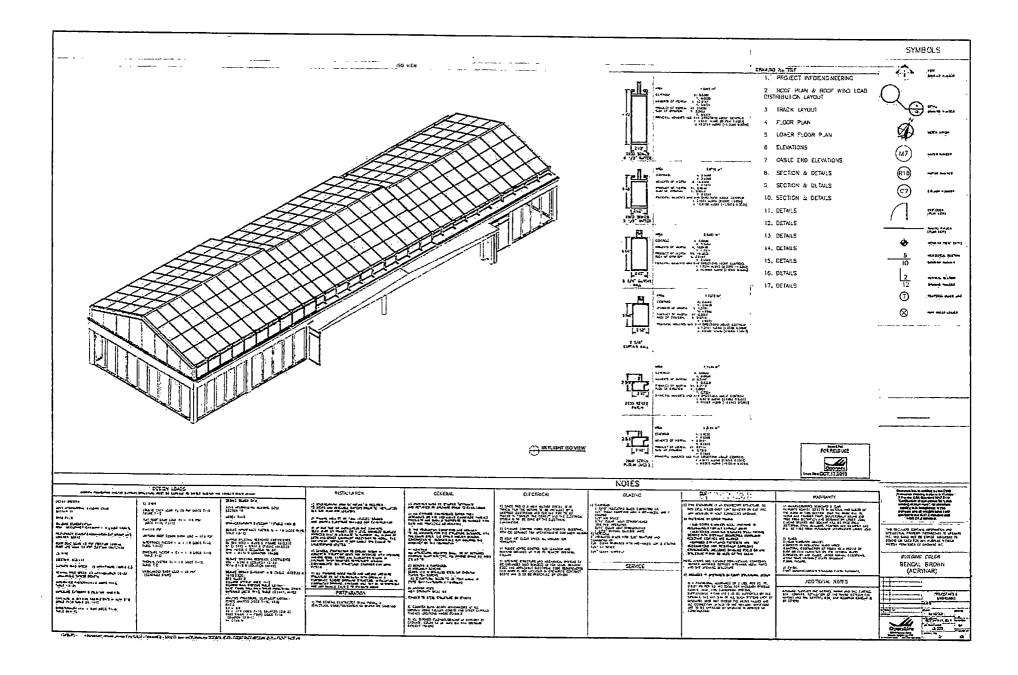
	NOTES: 1. SEE ATTACHED OUT SHEETS FOR RETRACTABLE ROOF SYSTEM. 2. WINDOW SYSTEM DETAILS TO BE PROVIDED. ①
2° × 4" × 1/2° COLDFORT CORK WALL TILE	TILE-TECH PERVIOUS PAVERS TILE-TECH PERVIOUS PAVERS 5/8" NOISE BLOCKING PROTECTION BOARD 3/6"\$000000000000000000000000000000000000
DETAIL #1 - A, B & C SOUND BLOCKING WALL SYSTEM SIDEMALLS AND CMU WALL SECTIONS	<u>DETAIL #2 - FLOORING SYSTEM</u>
CUENT. CONSTRUCTION GROUP SUSS VILAGE CENTER DR. \$124 COLLABIA, ND 21044	CONCEPT DETAILS - ROOF DECK 9/04/2020 SK2

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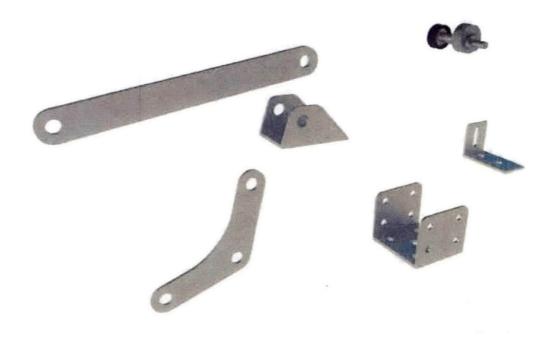


RAL 1000	RAL 1001	RAL 1002	RAL 1003	44 (54)	TAL INC.	DAL YOU.	6A 488
RAL 1011	RAL HIP	RAL 1013	RAL 1014	RAL 1015	RAL tota	RAL 1017	RAL 1018
H/M 1010	RAL DENI	RAL 1021	RAL 1923	HAL YOU	(A) (1127	F(AL, 1028	344 pt 0
RAL TOTAL	RAL 1034	NAL THAT	RAL 2001	FAT 2002	NAL SERVI	FOAS 200A	RA DO
PAL 2009	RAL 2010	WAE 2015	RAL 2017	1201-3000	(PAL) IDEA	RAI Who?	FINE SOLL
HAR SIXM	PAE 3005	RAL 5007	RA1 3000	RAE 300 i	FON: 1012	TON DUTS	RB1 (\$214)
RAL SO15	RAL 3016	RAL 1017	RAL 0010	HAL WAY	TAL TOTAL	100 3027	RAL SCH
PAL/1001	FOAE 4002	HAL-MILE	HAT 4004	RAL ACOS	RAL-4006	FA) 4007	RAL 4008
RAY 40.YI	FOAL SECON	PAI SOOT	RAY SHIP	RAL 5003	TRAL SAIDA	HALLSELP.	
PLAN LLOOM	HAL 2009		RAL 5019		RM 2013	HAE SON	
				TONE SUZZE	12AL 7022	PAL 5023	RAL SEN

HAI (COO)	RAITERH	JUAN COM	ful roos	HAL 5004	HAT HADS	RAL 600G	HAM SOME
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RAL FIRM	HAL 8077	RAI KATA	RAL 6010	HALFIES	NA CON	FIA1 6022	jen ara
HM (402)	HAL WITH	Mar (S)	1AL OUR	RAL BOOK	RAL 6012	(tal. ems	DAZ SESSI
FIAL /890	New Joseph	RAI FINE	MAL MASS	RAL TOTA	E.C. TOOL	RAL 7005	FAL 700
RAL ZONS	HAL DOS	RN 7010	PAL 2011	1886 2017	HAL 7013	HAL HIS	1001 7031
RAL //Q1	BAL 2002	RAL High	F9A1, 71124	HALTICH	HAL 7930	RAL Mat	RAL 7033
PAL 7033	PAR POOL	RAL 7035	PAL TOPE	PAL 7007	RAL 7038	FAL 7030	H-32-778
lu : xorz	RAL 7049	RAL 7044	RALEBOO	RAL SOOT	RAZ BUXO	HA: 6003	HAT (KIG)
RAL MONT	RACINOS	RAL TO H	РМ, МДУ	PAL 2014	RACAMIS	FAX NOTE	HAL BILL
PAL BOYA	HAL MO?	RAL AUZO	RAL ROOM	FLAC FOLS	BAL NGS	RAL 9001	RAL 9002
RAL 9000	RAL 9004	BAT SIDES	RAL 9010	RAL 0011	RAL9016	HAL BOTY	RAL SOIL

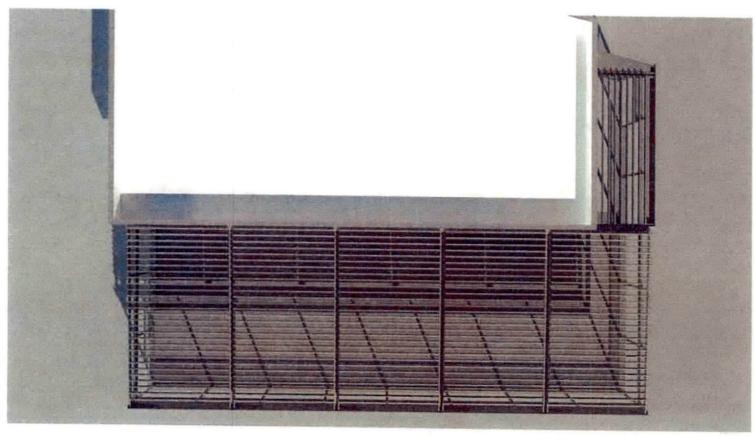


All the system can be painted to any RAL color



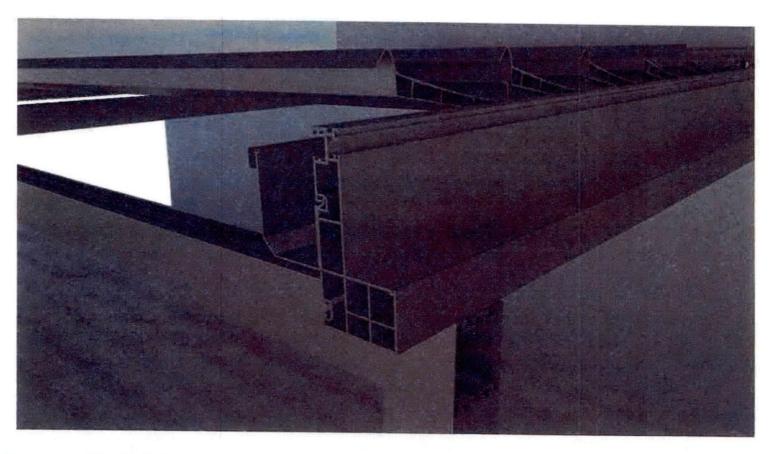
All the connection tools have 304 stainless quality







The strong structure allows cleaning from the top of the system or it can be cleaned from inside by aligning panels to 90degrees

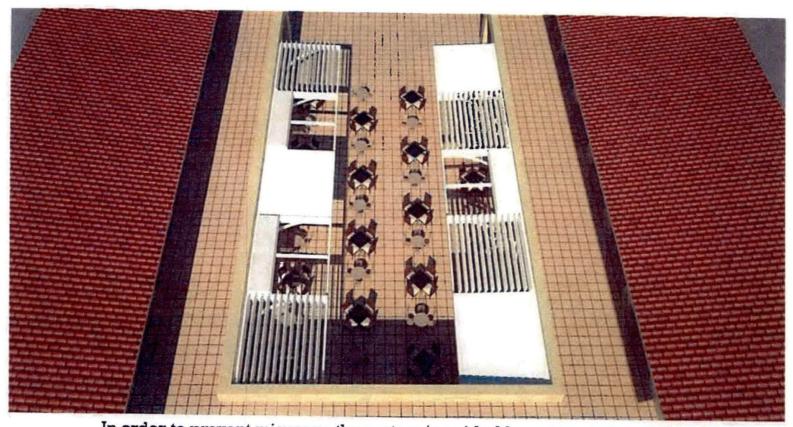


The light fixtures and accessories can be integrated through the horizontal supporting panels without additional conduit



The system can handle up to 25lbs per SQF snow load





In order to prevent misusage the system is guided by automated control unit (The system can be fully retracted when it is opened 105 degrees or/and 105 degree opened system can be retracted all the way to the front and the panels can be locked after)



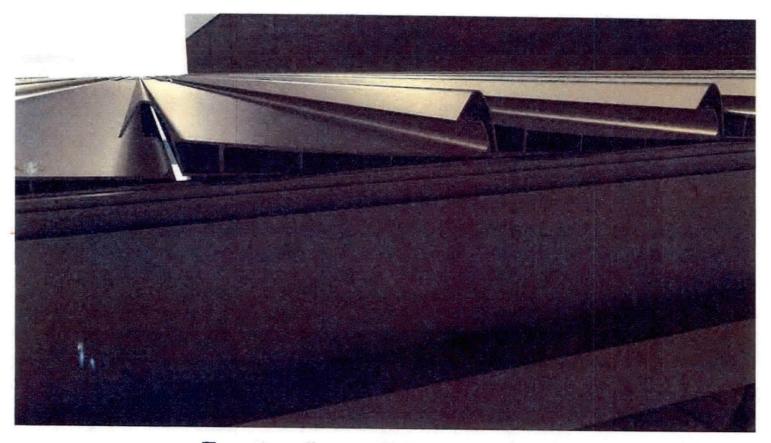
You can position he system at any point and angle via remote control unit

structuralshadeaystem



The panels can be adjusted depending on angle of the sun any time of the day

structuralshadesystem



The system allows ventilation even under rain





When the system is opened 105 degrees, 2/3 of the whole system can be retracted





The system is capable of axial rotating and retracting

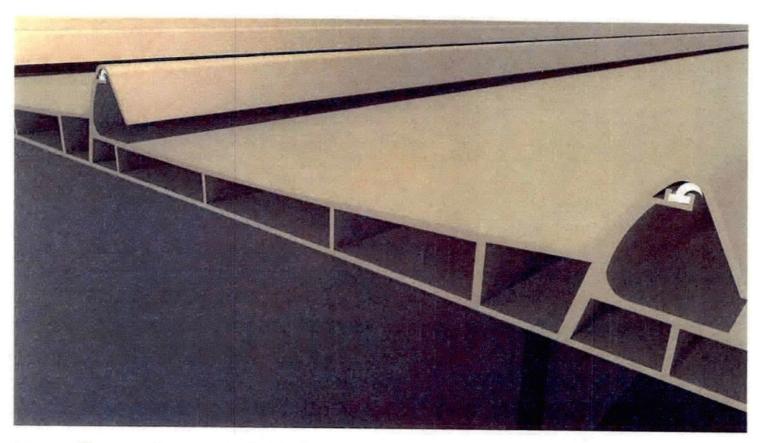


Panels are specifically engineered not to allow any dirt or debris fall inside the living area even they are open 105 degrees



The panels are designed to rotate up to 105 degrees in order to achieve shadowing and ventilation in every angel of the sun





The panels are specifically designed to interlock. At the lock points we use specially designed plastic seals to achieve 100% water isolation

structuralshade