

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

In the Matter of:)	
Zenebech Restaurant, LLC)	
t/a Zenebech Restaurant)	
Application for Substantial Change (Entertainment Endorsement) to a Retailer's Class CR License)	License No.: ABRA-106670 Order No.: 2019-134
at premises)	
2420-2422 18th Street, NW)	
Washington, D.C. 20009)	

Zenebech Restaurant, LLC, t/a Zenebech Restaurant (Applicant)

Amir Irani, Commissioner, Advisory Neighborhood Commission (ANC) 1C

Denis James, President, on behalf of Kalorama Citizens Association (KCA)

BEFORE: Donovan Anderson, Chairperson
Nick Alberti, Member
Mike Silverstein, Member
James Short, Member
Bobby Cato, Member
Rema Wahabzadah, Member

**ORDER ON AMENDMENT TO SETTLEMENT AGREEMENT AND
WITHDRAWAL OF PROTESTS**

The Application filed by Zenebech Restaurant, LLC, t/a Zenebech Restaurant (Applicant), for a Substantial Change was protested by ANC 1C and KCA.

The official records of the Alcoholic Beverage Control Board (Board) reflect that the Applicant, ANC 1C, and KCA entered into a Settlement Agreement (Agreement), dated July 5, 2017 that governs the operation of the Applicant's establishment. This

matter comes now before the Board to consider the Parties' Amendment to Settlement Agreement (Amendment), dated March 6, 2019, in accordance with D.C. Official Code § 25-446 (2001).

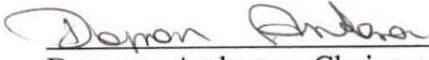
The Amendment has been reduced to writing and has been properly executed and filed with the Board. The Applicant; Commissioner Amir Irani, on behalf of ANC 1C; and Denis James, on behalf of KCA; are signatories to the Amendment.

This Amendment constitutes a withdrawal of the Protests filed by ANC 1C and KCA.

Accordingly, it is this 13th day of March, 2019, **ORDERED** that:

1. The Application filed by Zenebech Restaurant, LLC, t/a Zenebech Restaurant, for a Substantial Change is **GRANTED**;
2. The Protests of ANC 1C and KCA in this matter are hereby **WITHDRAWN**;
3. The above-referenced Amendment to Settlement Agreement submitted by the Parties to govern the operations of the Applicant's establishment is **APPROVED** and **INCORPORATED** as part of this Order;
4. All terms and conditions of the original Settlement Agreement not amended by the Amendment, shall remain in full force and effect; and
5. Copies of this Order shall be sent to the Applicant, ANC 1C, and KCA.

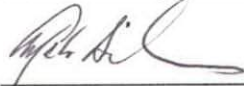
District of Columbia
Alcoholic Beverage Control Board



Donovan Anderson, Chairperson



Nick Alberti, Member



Mike Silverstein, Member



James Short, 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 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 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).

First Amendment To Settlement Agreement

The parties, Zenebech Ethiopian Restaurant, LLC, 2420-22 18th Street, NW (Applicant), Advisory Neighborhood Commission 1C (ANC 1C) and the Kalorama Citizens Association (KCA), are party to a Settlement Agreement on License Number ABRA-106670, dated July 5, 2017, approved by the DC ABC Board in Order Number 2017-383 on July 12, 2017.

Whereas, on January 18, 2019, Zenebech applied for an Entertainment Endorsement. Both ANC 1C and KCA protested that application. To resolve the protests, the Parties agree, this 6th day of March, 2019, as follows:

A new provision, 13, shall be added to the Settlement Agreement as shown below:

13. Applicant may feature live music for the enjoyment of its patrons during the following days and hours:

- Thursdays from 8:00 pm and ending no later than 12:30 am.
- Fridays and Saturdays from 8:00 pm and ending no later than 1:00 am each night.

Every effort will be made to prevent music from being heard outside of the establishment. Up to half of the tables and chairs in the open area of the dining room may be removed or rearranged during live music presentations. Music shall be unamplified and may be played on only the following instruments and the human voice:

- Kebero - hand drum
- Krar - a 5 or 6 stringed, bowl-shaped lyre-type instrument
- Masenqo - single-stringed lute played with a bow
- Bageña - ten-stringed instrument of the lyre family
- Washint - a wooden flute.

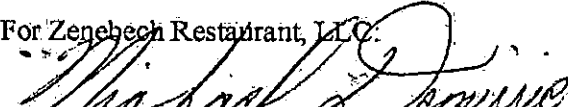
There shall be:

- No cover charge;
- No designated dance floor;
- No advertising on any media that patron dancing is allowed, including advertising by performers.

The presentation of the music shall be considered an integral part of the restaurant's activities, and as such, the provision of food to patrons shall continue to be emphasized whenever live music is featured.

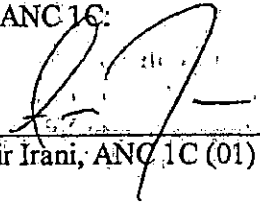
Applicant shall not permit a line for entry to form outside the restaurant on nights that live music is featured, and in particular, the sidewalk cafe shall continue to operate to provide food and drink to seated patrons during such performances while the cafe is operating.

For Zenebech Restaurant, LLC:


Michael Demissie, ~~managing member~~ (title)

Date: 03/5/19

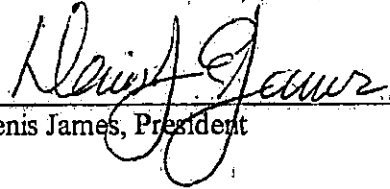
For ANC 1C:



Amir Irani, ANC 1C (01)

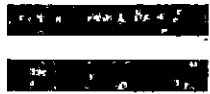
Date: 3.16/19

For the Kalorama Citizens Association:



Denis James, President

Date: 3.5.19



Advisory Neighborhood Commission 1C

PO Box 21009, NW, Washington, DC 20009

www.anc1c.org

Representing Adams Morgan

March 8, 2019

Commissioners:

Amir Irani (1C01)

Bridget Pooley (1C02)

Ted Guthrie (1C03)

Douglas Ely (1C04)

Damiana Dendy (1C05)

Michaela Wright (1C06)

Japer Bowles (1C07)

Amanda Fox Perry (1C08)

Donovan Anderson

Chairperson, Alcoholic Beverage Control Board

2000 14th Street NW, Suite 400S

Washington, DC 20009

sent by attachment to email to abra.legal@dc.gov

Re: ABRA 106670

Zenebech Ethiopian restaurant, LLC

Dear Mr. Anderson:

At a duly-noticed public meeting held on March 6, 2019, with a quorum present, Advisory Neighborhood Commission 1C passed a resolution approving the attached Settlement Agreement by a vote of 8-0-0.

Please advise if anything further is necessary.

Ted Guthrie

Chair, ANC 1C