

**Alcoholic Beverage Licensing Committee
ANC 6A
July 19, 2011**

Pursuant to notice duly given, a meeting of the Alcohol Beverage Licensing Committee ("Committee") of ANC6A was held commencing at 7:00 pm EST on Tuesday, July 19, 2011 at the Sherwood Recreation Center, 640 10th Street, NE Washington, DC 20002. Introductions made:

Committee Members Present: Adam Healy and Michael Herman
Committee Members Absent: Katy Thomas and Anne Marie Koshuta
Commissioners Present: Drew Ronneberg
Community Members Present: 18 community members present

Call to Order

Mr. Healy called the meeting to order at 7:20 pm EST and Mr. Herman recorded the minutes. The meeting having been duly convened was ready to proceed with business.

Approval of Agenda

After review and discussion, Mr. Healy asked for acceptance of the agenda.

I. Community Comment

None

II. Review of ANC6A Actions

ANC approved motion to update the standard VA to limit the public space patio hours to 11:00 pm Sundays through Thursdays and 12:00 am Fridays and Saturdays.

III. Old Business

1. Dangerously Delicious Pies (Jason Martin and Joey Belcher) at 1339 H St. NE is seeking a CR license for their existing business and will expand upstairs with a small bar and acoustic entertainment, plus a second-story outdoor space. There will be a twenty patron maximum on the patio. The site is between R&R Hotel and Biergarten and backs up to commercial properties. Noise mitigation will be done by the same company as at Chupacabra, using fencing and acoustic panels. Live entertainment will be indoors only.

A community member expressed concern that the new establishment will amplify noise already coming from Biergarten and R&R Hotel.

A community member from Linden Court, near to the auto body shop asked for details on the location of the outdoor patio. Response: it will be within the limits of the existing structure.

Another neighbor indicates that DDP has been a good member of the community but as concerns about parking issues and roving patrons later at night looking for their cars. Mr. Healy reminds that under DC law, valet services cannot park vehicles in residential spaces. Mr. Belcher reminds that there are parking metering and parking enforcement changes coming next year through the H Street performance parking program.

A resident testifies that there are quality of life problems over the weekends when all of the businesses close and patrons become disruptive in residential areas. He asks for better signs

asking patrons to be respectful of the surrounding community. Mr. Healy asked for input on how to communicate these ideas to the clientele.

A nearby resident states that delivery trucks block the alley and cause access problems not seen with the auto body shops and other businesses in that immediate area.

A community member asks if DDP would foresee transferring its license within the next 5 to 10 years. Mr. Martin replied that their intent is to stay on H Street long term.

Mr. Healy reported that the ANC has already voted to protest the license unless a VA is signed and approved before the protest date.

2. Chupacabra (Jason Martin and Joey Belcher) at 822 H St NE (behind Stan's Pants at 9th and H NE) is interested in applying for a CR license. Essentially, the kitchen will be in the garage of the building and all of the seating will be outside. There will be no indoor seating. The first choice of business is not carryout, but small outdoor eating venue.

A nearby resident expressed concern that this establishment would be pushing commercial activity into a residential area. Mr. Healy reports that the ANC is making a distinction between what is allowable on outdoor private space and on outdoor public space as far as the hours of operation for a patio.

Another nearby resident states that she believes the business would contribute to a lack of parking for residents.

Question from a resident: What is happening with the moratorium on licenses on H Street? Mr. Healy stated that there will be discussions in the fall, with participation of ABRA and representatives from other areas of the city. Other item to keep in mind is that there are stricter disorderly conduct laws coming online, which will not solve late night noise problems, but hopefully help keep them in check.

Community question: would Mr. Martin still pursue this business if there is no alcohol license for the location? He answered that it would be a possibility, given that they are also considering stocking a food truck to drive around to various locations.

Mr. Herman remarked that if there were no liquor license associated with this business, then there would not be a community discussion at this committee with regards to the merits of the business and any problems it may cause.

A neighbor made a point about where trash from this business would be collected and stored, and how a large trash truck might handle something potentially in an alley that can barely accommodate an SUV.

This is advance notice of a proposed business. The application has not yet been filed with ABRA. Since there is not a formal application, there has been no decision on the utilization of public space for this business and the committee didn't take any action. Mr. Ronneberg recommends that the public space issues be resolved before looking at the alcohol aspects.

IV. New Business

1. Ideas on late night sound mitigation initiatives requested. According to the standard VA,

businesses with outdoor spaces need to have two signs posted requesting patrons to respect the surrounding residents. Mr. Healy has noticed that these signs are not always evident or present. Ideas from the audience included:

- Reminder signs when approaching residential areas.
- Signs at exit doors of establishments.
- Spoken reminders from bouncers, whenever possible.
- PA announcements to patrons at closing time.
- Police presence at the G Street end of the Atlas alley (Linden Court).
- Continue to call MPD when there are disturbances.

2. Due to the lack of time, discussion about possible changes to the standard VA regarding operating hours for patios on private space was deferred.

3. Khan's BBQ's request for an entertainment endorsement. This was just received on Friday and will be deferred until August because they have not been formally invited to attend a committee meeting.

V. Adjourn

There being no further business to come before the committee, the meeting was adjourned at 8:44 pm EST. The next committee meeting is scheduled on Tuesday, August 30, 2011.