



**District of Columbia Government
Advisory Neighborhood Commission 6A
P. O. Box 75115
Washington, DC 20013**



April 30, 2014

VIA EMAIL

Ms. Ruthanne Miller, Chairperson
Alcoholic Beverage Control Board
2000 14th Street, NW, Suite 400S
Washington, DC 20009

Re: ABRA #079090 (Little Miss Whiskey's Golden Dollar)

Dear Ms. Miller,

This letter is in reference to item three of the Board's Licensing Agenda for May 1, 2014, a request by Little Miss Whiskey's Golden Dollar to extend its summer garden hours. This agenda item states that the request does not conflict with the establishment's Settlement Agreement with ANC 6A.

ANC 6A does not agree with this interpretation. The language in Section 4(d) of the SA states that, if the applicant meets certain prerequisites, the hours may be extended to the establishment's normal operating hours. ANC 6A believes that the intent of this Section is that later hours would require agreement from the ANC.

Even if you disagree with this analysis, the language in Section 4(d) is not mandatory (i.e., it does not use the term "shall"), so an extension of summer garden hours is not automatic if the licensee meets the prerequisites laid out in that Section. The ANC's stance is that even if its approval is not required for later hours, the Board should still closely consider the request and allow for community input before granting the request, particularly in a case like this one, where the outdoor space in question is in very close proximity to multiple residences.

Thus, the ANC formally requests a Fact Finding Hearing regarding whether the licensee's request conflicts with the Settlement Agreement. However, if the Board determines that this licensee's request is a substantial change that requires placarding (and thus gives the surrounding community the opportunity to provide input on the request), we would accept that decision in lieu of a separate Fact Finding Hearing.

* * *

I appreciate your attention to this matter. If you have any questions regarding this communication, please do not hesitate to contact me.

On behalf of the Commission,

A handwritten signature in black ink, appearing to read 'J. Williams', with a stylized, cursive script.

Jay Williams
Commissioner, ANC 6A05
Chair, ANC 6A ABL Committee

CC: Mark Thorp (via email)
Matthew LeFande (via email)