



District of Columbia Government
Advisory Neighborhood Commission 6A
Box 75115
Washington, DC 20013



June 12, 2005

Charles Burger, Chairman
DC Alcoholic Beverage Control Board
Suite 7200
941 North Capitol St. NE
Washington, D.C. 20002

Dear Mr. Burger:

On June 9, 2005, with a quorum present, ANC 6A voted to protest application #60980 by Tutsi Corporation T/A Ha Hu Grocery to transfer license #72570 from 1235 W Street, NW to 1451 Maryland Avenue, NE.

Aside from the protest, the Commission requests an immediate determination by the ABC Board as to whether, as a matter of law, D.C. Code 25-314(b) prohibits this license from being granted. As you are aware, 25-314(b) prohibits Class B licenses from being granted to establishments within 400 feet from a school unless there is already a currently functioning Class B establishment within 400 feet of the school. The Ha Hu Grocery is less than 400 feet from Ideal Academy, and there are no other currently functioning Class B licenses within 400 feet of the school.

Further, the Commission opposes the application on the grounds that a Class B liquor license at 1451 Maryland Ave. NE would have: 1) a negative effect on the peace, order, and quiet in the neighborhood; 2) a negative effect on property values; and 3) a negative effect on residential parking needs.

In addition, the ANC believes that granting this license would create or contribute to an overconcentration of licensed establishments in the area; and the establishment is near both Ideal Academy, a private school for grades 5-12 at 702 15th St. NE, and Miner Elementary School, at 601 15th St. NE.

Commissioner Marc Borbely, in whose Single Member District Ha Hu Grocery lies, Commissioner Mary Beatty, chair of our Alcohol Beverage Licensing Committee, or I will represent the Commission at the July 6 roll call hearing.

Respectfully yours,

Joseph Fengler
Chair, Advisory Neighborhood Commission 6A

cc: Councilmember Sharon Ambrose
Gottlieb Simon, Office of Advisory Neighborhood Commissions
Simon Osnos, counsel for Ha Hu Grocery
Michael Tulu, co-owner of Ha Hu Grocery