

**ANC 6A ABL Committee
May 17, 2010, 7-9PM
Minutes**

Meeting called to order at 7:00 pm

Committee members present: Commissioner Mary Beatty (ANC 6A05); Michael Herman; Anne Marie Koshuta;

Committee members absent: Tish Olshefski, Jaki Downs

Commissioners: Kelvin Robinson (ANC6A08), Drew Ronnenberg (ANC6A02), Gladys Mack (ANC6A07)

Community: Coralie Farlee (ANC6D); Greg Nicklas; Phil Toomajian; Anthony Roberson

I. AGENDA/MINUTES

- a. **Agenda** – Motion to accept agenda. No objections.
- b. **Minutes** – Motion to accept minutes presented at last ANC meeting. No objections.

II. COMMUNITY COMMENT

III. REVIEW OF ANC6A MARCH MEETING RE: ABL RECOMMENDATIONS

- a. **1220 H Street-**
ANC accepted our recommendation on the VA Agreement. Chair Beatty has sent the standard VA to Nick Sarris for his signature.
- b. **Public Hearing re: Moratorium**
ANC agrees that the Committee can spend up to \$2000 to publicize the H Street public hearing regarding ANC pursuit of a CT moratorium.

IV. NEW BUSINESS

1) ABRA initiative re “2packs”

A resident living near the 1100 block of H Street had sent me an email letting me know that he had witnessed violations of the singles ban at Me and My and 1101 Convenience. He indicated that he had reported the violation to ABRA and had been contacted by an investigator who indicated that “precut” two packs were being sold by both stores. The investigator indicated that manufacturers are cutting up a six pack (those with plastic rings holding cans together so that stores selling in an area that has a singles ban can sell two together. This, if done by the manufacturer, creates a loophole in the law. The resident wants our ANC to get involved in closing that loophole through legislation or regulation.

The Committee felt that we needed more information before we made a recommendation. Chair Beatty indicated that she would speak to Fred Moosally to determine ABRA’s current actions on the issue (that is, are they drafting new language for the code, or do they intend to remedy this through regulatory changes).

No recommendation

2) Red & Black/Palace of Wonders-Substantial Change

The owners of Red and Black (Joe Englert) and Palace of Wonders (Greg Nicklas) appeared before the committee in April to discuss their plans for combining operations between the two establishments. They stated that the combination would allow them to establish a kitchen to serve traditional American fare. And the physical joining of the two, though creating a larger stage, would cut the number of acts between the two in

half. There were no objections from the committee or community at either this or the April meeting, and we have VA's with both. The terms of the VA applying to the operations of Red and Black will apply to the joint operations since they intend to apply for the substantial change under the R&B license.

Mary Beatty moves, Ann Marie Koshuta seconds recommendation that: ANC6A not oppose the substantial change application of Red & Black/Palace of Wonders. Unanimous

3) CR Application – Kahn's BBQ 1125 H Street NE

Kahn's BBQ has applied for a CR license for a restaurant that serves Asian BBQ. The customer will choose meats, sauces, and condiments for a unique Asian bowl. They do not plan to have entertainment, and will use recorded music in the background. They plan to be open for breakfast, lunch and dinner, but do not plan to serve liquor during breakfast hours (after 11 AM). They have seats for 55 inside and 35 outside.

Mary Beatty moves, Michael Herman seconds recommendation that: The ANC protest this application unless we have a signed, approved VA prior to the petition date of June 14 . Unanimous.

4) Langston Bar & Grill- Substantial Change to CR License

Langston Bar and Grill has a CR license and they plan to open a summer garden. The summer garden will add 18 seats. Mr. Roberson does not plan to have entertainment on the patio but does plan to have pre-recorded music. He also has concerns regarding the "trial period" of shorter hours for the first three months. He stated that he has only one neighbor along the summer garden and that person has no problem with any additional noise. Chair Beatty felt that rather than making exceptions for Langston, that we should submit our standard language for his review and allow him to sign or contact me with proposed changes.

Mary Beatty moves, Michael Herman seconds that: The ANC protest this substantial change for an outdoor space unless the ANC receives a signed, approved Addendum to his VA prior to the petition date of June 28. Unanimous