

Alcoholic Beverage Licensing Committee
ANC 6A
October 11, 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 October 11, 2011 at the Sherwood Recreation Center, 640 10th Street, NE Washington, DC 20002.

Committee Members Present: Adam Healy, Katy Thomas, Michael Herman and Anne Marie Koshuta

Committee Members Absent: None

Commissioners Present: David Holmes and Drew Ronnenberg

Community Members Present: Margaret Holwill, Paul Ijiti, Nathan Sermonis, Gregory Taylor, Tesfu Ocbazai, Shawn Marble, Christine Melekian, Steve Chung, Chris Steinke, Raphael Marshall, and Mark Busby

I. Call to Order

Chairman Healy called the meeting to order at 7:03 pm EST and Ms. Thomas recorded the minutes as meeting secretary. The meeting having been duly convened was ready to proceed with business.

II. Approval of Agenda/Minutes

After review and discussion, the Committee approved the agenda and the September 20 meeting minutes by unanimous consent.

III. Old Business

Paul Ijiti, a representative of Da Luft Restaurant and Lounge to be located at 1242 H St NE appeared before the Committee for the second time. Mr. Healy reported that the applicant has agreed to sign the standard VA with a few modifications related to concerns raised by neighbors on Wylie St NE near the proposed establishment. Those modifications include: explicitly stating that the establishment will adhere to the ABRA regulations that require a CR licensee to have their kitchen open for service up to two hours prior to closing; that no more than 30 patrons may present on 2nd floor patio at one time and that all patrons and staff will be cleared from the patio after 10:00 p.m. Sundays through Thursdays and midnight on Fridays and Saturdays; and that the applicant will not use the 3rd floor or rooftop for storage, food preparation, service of alcohol, or patron seating (under the zoning regulations this area is supposed to be for residential use). Mr. Ijiti informed the Committee that during the build out of the restaurant, they will be adding stairs and a second entrance for the upper floors. Mr. Healy moved/Mr. Herman seconded a recommendation that the ANC approve the modified voluntary agreement for Da Luft at 1242 H St NE—approved 5-0 (with Commissioner Ronneberg voting).

IV. New Business

Mr. Healy indicated the representative for a new applicant Pho Bar and Grill to be located at 1360 H St NE had contacted him about appearing before the Committee. Mr. Healy believes there was a misunderstanding about the date of the meeting and will work with the establishment to reschedule their appearance before the Committee. Even though the establishment has not yet

applied for their alcohol license, Mr. Healy indicated he would like the Committee to approve a motion to protest unless a VA is approved prior to the protest date to make certain the ANC preserves its standing. Mr. Healy moved/Ms. Koshuta seconded a motion that the ANC protest the alcohol license for Pho Bar and Grill to be located at 1360 H St NE unless a VA is approved prior to the protest date—approved 5-0 (with Commissioner Ronneberg voting).

The Class B (grocery) licenses are up for a three year renewal for the following establishments in 6A: M&T Grocer's Beer and Wine (201 15th St NE); China House (1601 Benning Road NE); DC Supermarket (539 8th St NE); Economy Market (1804 D St NE); and 1101 Convenience Mart (1101 H St NE). Representatives of DC Supermarket, 1101 Convenience Mart, and M&T Grocer attended the meeting. Mr. Healy stated that he had not heard any specific complaints about any of these establishments from residents or other commissioners. Discussion held. Mr. Healy moved/Ms. Thomas seconded a motion that the ANC not protest the licenses for these establishments—approved 5-0 (with Commissioner Ronneberg voting).

Mr. Healy indicated he would like to insert one line into the standard VA that would remind CR applicants that ABRA regulations require their kitchen to remain open up to two hours prior to closing. Mr. Healy moved/Mr. Herman seconded a motion that the ANC include a new line 'h' under Section 3 of the standard CR/CT voluntary agreement: "All CR license holders shall comply with ABRA regulations that require their kitchen to remain open and operational until at least 2 hours prior to closing." Motion approved 5-0 (with Commission Ronneberg voting).

V. Adjourn

The meeting was adjourned at 8:15 pm EST. The next committee meeting is scheduled for Tuesday, October 18, 2011.