

Burke *O/B*

**BEFORE
THE DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE CONTROL BOARD**

In the Matter of:

CAE, LLC
t/a Grille 88

Application for a Retailer's Class
CR (renewal)
at premises
1910 18th Street, N.W.
Washington, D.C.

Case no. 21659-02/089P
2002-263

Vince Micone, Chair, on behalf of the Advisory Neighborhood Commission 2B, Camille Grosdidier-Cholst, Tim Touchette, Emily Matthews, and Beverly Schwartz, Protestants

Dimitri P. Mallios, Esquire, on behalf of the Applicant

BEFORE: Roderic L. Woodson, Esquire, Chair
Vera Abbott, Member
Charles Burger, Member
Laurie Collins, Member
Judy Moy, Member
Ellen Oppen-Weiner, Esquire, Member
Audrey Thompson, Member

**ORDER ON WITHDRAWN OPPOSITION
AND VOLUNTARY AGREEMENT**

The application, having been protested, came before the Board on June 12, 2002, in accordance with D.C. Official Code Section 25-601 (2000 Edition). Vince Micone, Chair, on behalf of the Advisory Neighborhood Commission 2B, Camille Grosdidier-Cholst, Tim Touchette, Emily Matthews, and Beverly Schwartz filed timely opposition.

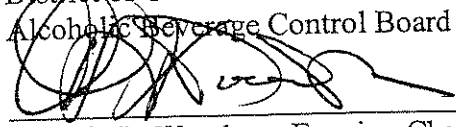
The official records of the Board reflect that the parties have reached an agreement that has been reduced to writing and has been properly executed and filed with the Board. Pursuant to the agreement, dated August 2002, the protestants have agreed to withdraw the opposition, provided, however, the Board's approval of the pending application is

CAE, LLC
t/a Grille 88
Page two

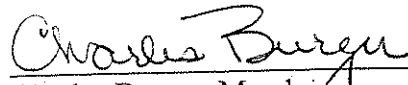
conditioned upon the licensee's continuing compliance with the terms of the agreement.

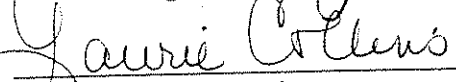
Accordingly, it is this 13th day of November 2002, **ORDERED** that:

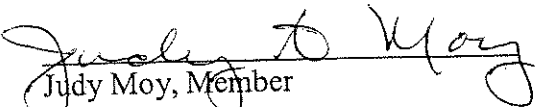
1. The opposition of Vince Micone, Chair, on behalf of the Advisory Neighborhood Commission 2B, Camille Grosdidier-Cholst, Tim Touchette, Emily Matthews, Jennifer Campbell, and Beverly Schwartz is **WITHDRAWN**;
2. The application of CAE, LLC t/a Grille 88 for a retailer's class CR license (renewal) at 1910 18th Street, N.W., Washington, D.C., is **GRANTED**;
3. The above-referenced agreement between the parties is **INCORPORATED** as part of this Order; and
4. Copies of this Order shall be sent to the Protestants and the Attorney for the Applicant.

District of Columbia
Alcoholic Beverage Control Board

Roderic L. Woodson, Esquire, Chair


NOT VOTING
Vera Abbott, Member


Charles Burger, Member


Laurie Collins, Member


Judy Moy, Member

NOT VOTING
Ellen Oppen-Weiner, Esquire, Member


Audrey E. Thompson, Member

**BEFORE
THE DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE CONTROL BOARD**

In the Matter of:

RNJS, Ltd.
T/a Mediterranean Blue

Application for a Retailer's
Class CR - substantial change
at premises

1910 18th Street, NW
Washington, DC 20009

Case No. 21659-00097P

Kyle Pitsor, Chair, Advisory Neighborhood Commission (ANC) 2B, Protestant

Samir R. Farran, Applicant

**BEFORE: RODERIC L. WOODSON, ESQUIRE, CHAIR
VERA ABBOTT, MEMBER
CHARLES BURGER, MEMBER
LAURIE COLLINS, MEMBER
JUDY MOY, MEMBER
ELLEN OPPER-WEINER, ESQUIRE, MEMBER
AUDREY THOMPSON, MEMBER**

ORDER ON WITHDRAWN PROTEST AND VOLUNTARY AGREEMENT

This matter, having been protested, was scheduled for a roll call hearing on July 26, 2000, in accordance with D.C. Code Section 25-115(c)(5) (1999 Supp.), providing for the protestants to be heard. The Board received a timely protest letter from Kyle Pitsor, Chair, ANC 2B, dated June 16, 2000.

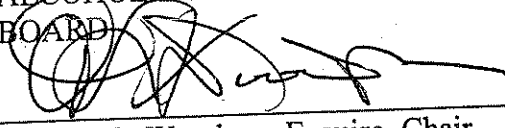
The official records of the Board reflect that the parties have reached an agreement that has been reduced to writing, and has been properly executed and filed with the Board. Pursuant to the agreement, dated August 9, 2000, the protestant has agreed to withdraw the opposition, provided, however, the Board's approval of the pending application is conditioned upon the licensee's continuing compliance with the terms of the agreement.

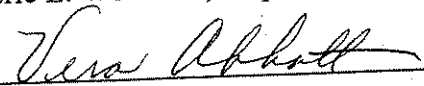
RNJS, Ltd.
T/a Mediterranean Blue
Page 2

Accordingly, it is this 28th day of March 2001, **ORDERED** that:

1. The opposition of Kyle Pitsor, Chair, ANC 2B, be, and the same hereby is **WITHDRAWN**;
2. The application of RNJS Ltd., t/a Mediterranean Blue, for a retailer's class CR license (substantial change) at premises 1910 18th Street, NW, Washington, DC 20009, be, and the same hereby, is **GRANTED**; and
3. The above-referenced agreement between the parties, be, and the same hereby is **INCORPORATED** and part of this **ORDER**; and;
4. Copies of this Order shall be sent to the Protestant and the Applicant.

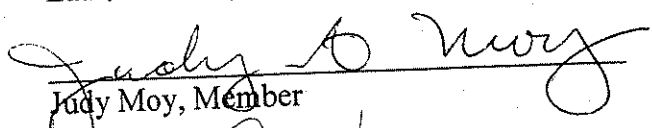
DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE CONTROL
BOARD

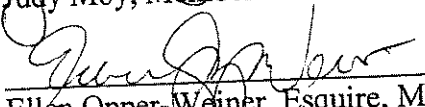

Roderic L. Woodson, Esquire, Chair

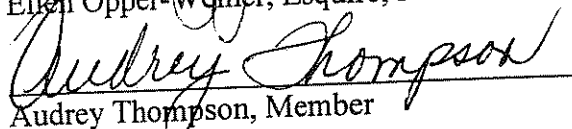

Vera Abbott, Member

Charles Burger, Member


Laurie Collins, Member


Judy Moy, Member


Ellen Oppenheimer, Esquire, Member


Audrey Thompson, Member



DUPONT CIRCLE
ADVISORY NEIGHBORHOOD COMMISSION (ANC 2B)
Government of the District of Columbia
P.O. Box 33224
Washington, D.C. 20033
Phone: 202-296-7333 E-Mail: ANC2B04@aol.com

August 9, 2000

#21659

Voluntary Agreement Between RNJS Ltd. T/A Mediterranean Blue and Advisory Neighborhood
Commission 2B


ANC 2B withdraws its protest to application number 21659, RNJS Ltd. t/a Mediterranean Blue, upon acceptance of this agreement by the Alcoholic Beverage Control Board:


As a condition of extending its Class CR Liquor License to include a sidewalk cafe, Mediterranean Blue agrees to the following:

1. Regular trash pick-up will occur no earlier than 8:00 AM.
2. Grease barrels located outside the back of the restaurant will be emptied by a professional hauler once a month, or before they become full, and no open grease containers will be left outside in the alley at any time. *Mr. Tech. be monthly.*

The parties to this agreement acknowledge that if after reasonable notice to applicant of an alleged violation of this agreement no corrective action is undertaken, then such violation represents a material violation of Mediterranean Blue's CR License.

If approved by the Alcoholic Beverage Control Board, this agreement will become part of Mediterranean Blue's Class CR Liquor License.


For ANC 2B
(Commissioner David R. King)


For Mediterranean Blue
(Mr. Sam Farran)

SINGLE MEMBER DISTRICT COMMISSIONERS AND OFFICERS

2B01
David King

2B02
Vince Micone
Vice Chair

2B03
Martha Shannon

2B04
Don Jackson
Secretary

2B05
Meredith DeHart
Treasurer

2B06
Marilyn Newton

2B07
Kyle Pitsor
Chair

BEFORE
THE DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE CONTROL BOARD

In the Matter of:

RNJS, Ltd.

T/a Mediterranean Blue

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Class CR - substantial change
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Samir R. Farran, Applicant

BEFORE: RODERIC L. WOODSON, ESQUIRE, CHAIR
VERA ABBOTT, MEMBER
CHARLES BURGER, MEMBER
LAURIE COLLINS, MEMBER
JUDY MOY, MEMBER
ELLEN OPPER-WEINER, ESQUIRE, MEMBER
AUDREY THOMPSON, MEMBER

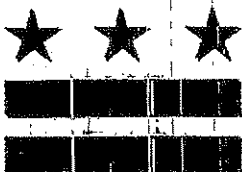
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2000-8-14-006

21659



DUPONT CIRCLE
ADVISORY NEIGHBORHOOD COMMISSION (ANC 2B)
Government of the District of Columbia
P.O. Box 33224
Washington, D.C. 20033
Phone: 202-296-7333 E-Mail: ANC2B04@aol.com

August 9, 2000

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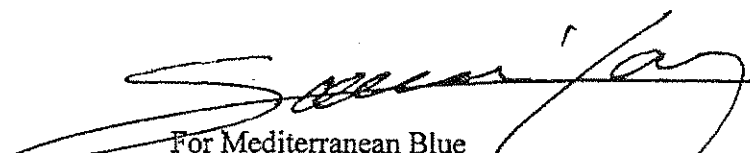
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The parties to this agreement acknowledge that if after reasonable notice to applicant of an alleged violation of this agreement no corrective action is undertaken, then such violation represents a material violation of Mediterranean Blue's CR License.

If approved by the Alcoholic Beverage Control Board, this agreement will become part of Mediterranean Blue's Class CR Liquor License.


For ANC 2B
(Commissioner David R. King)


For Mediterranean Blue
(Mr. Sam Farran)

SINGLE MEMBER DISTRICT COMMISSIONERS AND OFFICERS

2B01
David King

2B02
Vince Micone
Vice Chair

2B03
Martha Shannon

2B04
Don Jackson
Secretary

2B05
Meredith DeHart
Treasurer

2B06
Marilyn Newton

2B07
Kyle Pitsor
Chair

21659

COOPERATIVE AGREEMENT

musical instrument or any other device or contrivance for producing sound, or any other device or contrivance for producing sound, or any other device or contrivance for producing sound, in accordance with the provisions of the District of Columbia Code, Title 22, Chapter 32, Subchapter 1, Section 2201.01.

THIS AGREEMENT, made and entered into this ____ day of August, 2001, by and between CAE, LLC, trading as Grille 88 Restaurant (hereinafter the "Applicant"), and Advisory Neighborhood Commission 2B, Camille Grosdidier-Cholst, Marion Namarro, Jennifer Campbell, Tim Touchette, Emily Matthes and Beverly Schwartz (hereinafter the "Protestants"), WITNESSETH:

WHEREAS Applicant has filed an application (No. 21659-02/089P) with the District of Columbia Alcoholic Beverage Control Board (hereinafter the "Board") for the renewal of a Class CR License for the premises known as Grille 88, located at 1910 - 18th Street, N.W., Washington, D.C.; and

WHEREAS Protestants have filed before the Board protests opposing the renewal of this license; and

WHEREAS Applicant has filed a request with the Board requesting permission to have live music on the premises; and

WHEREAS in recognition of the Board's policy of encouraging parties to a protested proceeding to settle their differences by reaching voluntary agreements, the parties hereto desire to enter into a cooperative agreement whereby (1) Applicant will agree to adopt certain measures to address the Protestants' concerns and to include this Agreement as a formal condition of its application, and (2) Protestants will agree to the issuance of the renewal of the license and withdrawal of the protest, provided that such agreement is incorporated into the Board's order renewing the license, which order is thereby conditioned upon compliance with such agreement; and

WHEREAS Applicant has recently taken or intends to take certain measures designed to ameliorate Protestants' concern;

NOW, THEREFORE, in consideration of the mutual covenants and undertakings memorialized herein, the parties hereby agree as follows:

1. **Live Music.** Applicant is authorized to provide live piano music from 7 to 10 PM Monday through Thursday, and 8 to 11:30 PM on Friday and Saturday, and Sunday Brunch 12 Noon to 3 PM.. M/A
2. **Noise/Music.** Applicant acknowledges familiarity with and will comply with noise-control provisions of District of Columbia law and regulations, including preventing emissions of sound capable of being heard outside the premises, by any

musical instrument or amplification device or other device or source of sound or noise, in accordance with DCMR 905.

8m 3. Trash/garbage/rodents. Applicant shall maintain regular trash/garbage removal service, regularly remove trash from the trash and dumpster area, and see that the trash and dumpster area remain clean. Applicant shall deposit trash and garbage only in rodent-proof dumpsters, and shall see that dumpster covers fit properly and remain fully closed except when trash or garbage is being added or removed. Applicant will make every reasonable effort to eliminate food sources for rodents and eliminate the rat population.

4. Parking in alley behind restaurant. Applicant shall not park in the alleyway behind the restaurant and no deliveries to the restaurant shall be made from the alleyway. Applicant shall instruct employees not to park behind the restaurant and discourage patrons from parking there. *fnod*

8m 5. Consideration. Applicant will encourage employees and patrons to be considerate of neighboring residents at all times. Applicant will encourage employees ~~leaving~~ the establishment to keep conversations and noise down. *leaving*

6. Modification. This agreement can be modified only by mutual agreement of all the parties with the approval of the ABC Board. In the case of ANC-2B01, if Applicant desires to modify the terms of this agreement, prior to implementing the changes Applicant shall receive written agreement from ANC-2B01 after a majority of the commissioners shall have voted in favor of the changes at a full public meeting.

7. Regulations. In addition to the foregoing, Applicant will operate in compliance with all applicable laws and regulations.

8. Withdrawal of protests. In consideration of the above, the Protestants agree to and withdraw their Protest, provided that the Cooperative Agreement is incorporated into the Board's order granting the renewal.

APPLICANT:

PROTESTANTS:

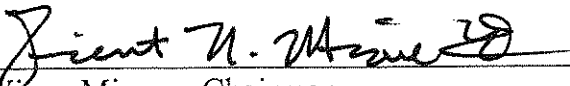
CAE, LLC

ANC 2B

By


Alan Popovsky, Manager

By


Vince Micone, Chairman

Camille Grosdidier-Cholst

Mario Navarro

Jennifer Campbell

Tim Touchette

EE Matthes

Emily Matthews

Beverly Schwartz