

DISTRICT OF COLUMBIA
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ALCOHOLIC BEVERAGE CONTROL BOARD
+ + + + +
MEETING

IN THE MATTER OF:

FR&LH, LLC t/a
(Trade Name to be Determined)
1515 Wisconsin Ave., NW

AN&JM, LLC
(Trade Name to be Determined)
1513 Wisconsin Ave., NW

Fact-
Finding
Hearing

MYIA, LLC
(Trade Name to be Determined)
1419 Wisconsin Ave., NW

License No. N/A
Retailer CR - ANC-2E

(New Application)

July 9, 2014

The Alcoholic Beverage Control Board met in the Alcoholic Beverage Control Hearing Room, Reeves Building, 2000 14th Street, N.W., Suite 400S, Washington, D.C. 20009, Chairperson Ruthanne Miller, presiding.

PRESENT:

RUTHANNE MILLER, Chairperson
NICK ALBERTI, Member
DONALD BROOKS, Member
MIKE SILVERSTEIN, Member
HECTOR RODRIGUEZ, Member
JAMES SHORT, Member

T-A-B-L-E O-F C-O-N-T-E-N-T-S

APPLICANT PRESENTATION:

Andrew Kline, attorney11
Steve Mutagi 12/23
Koji Terano.17

1 P-R-O-C-E-E-D-I-N-G-S

2 (3:59 p.m.)

3 CHAIRPERSON MILLER: Okay. Good
4 afternoon. We are back on the record for a
5 Fact-Finding Hearing with respect to, I guess,
6 the name is yet to be determined, I have on my
7 records. It's a new application. I mean,
8 it's an application for a new license at 1515
9 Wisconsin Avenue, N.W., in ANC-2E.

10 Okay. So first, if you could
11 identify yourselves for the record?

12 MR. KLINE: Yes. I'm Andrew
13 Kline. I'm the counsel to this applicant and
14 the following two.

15 CHAIRPERSON MILLER: Okay.

16 MR. KLINE: Which are also set for
17 Fact-Finding Hearing. And the reason I
18 mention that is they have some common
19 ownership, which is, I think, why you
20 scheduled them all together.

21 CHAIRPERSON MILLER: That's
22 correct. Okay. That is correct. They may

1 blur into each other.

2 MR. KLINE: Yes, I suspect that
3 may be the case.

4 CHAIRPERSON MILLER: So let me
5 just -- well, the addresses that I have here
6 are: This first one is 1515 Wisconsin Avenue.
7 The second one is 1513 Wisconsin Avenue. And
8 then I guess also 1419 Wisconsin Avenue. You
9 are counsel for all three?

10 MR. KLINE: Correct, yes.

11 CHAIRPERSON MILLER: And at the
12 table are?

13 MR. KLINE: Seated to my right is
14 Amir Yerushalmi, who is principal of the first
15 one, FR&LH, LLC.

16 CHAIRPERSON MILLER: Okay.

17 MR. KLINE: Say good afternoon.

18 MR. YERUSHALMI: Good afternoon,
19 Amir Yerushalmi.

20 MR. KLINE: And to my far left is
21 Steve Mutagi. It's not your real name, is it?

22 MR. MUTAGI: No. Steve Mutagi.

1 MR. KLINE: And he is the --

2 CHAIRPERSON MILLER: Okay.

3 MR. KLINE: -- principal of both
4 AN&JM, LLC at 1513 Wisconsin Avenue, N.W., and
5 MYIA, LLC.

6 CHAIRPERSON MILLER: Oh, okay.

7 MR. KLINE: And then to my
8 immediate left is Koji. Koji, tell them your
9 last name.

10 MR. TERANO: Terano.

11 MR. KLINE: Koji Terano, who is
12 involved in the first two FR&LH, LLC and
13 AN&JM, LLC. And when we get into this, we
14 will explain as to what his --

15 CHAIRPERSON MILLER: All right.
16 I'm not sure I see that name on my briefing.

17 MR. KLINE: You don't.

18 CHAIRPERSON MILLER: Oh.

19 MR. KLINE: He is not a licensee,
20 but he is intimately involved in terms of
21 developing the concept and we thought it would
22 be important to have him here today.

1 CHAIRPERSON MILLER: Oh, okay.

2 MR. KLINE: So the Board would
3 understand the bona fides of these
4 applications.

5 CHAIRPERSON MILLER: So I'm sorry,
6 just I want to write down your name. What is
7 it again?

8 MR. KLINE: Koji.

9 MR. TERANO: My name? K-O-J-I.

10 CHAIRPERSON MILLER: Okay.

11 MR. TERANO: T-E-R-A-N-O.

12 CHAIRPERSON MILLER: Okay. And
13 you are here with respect to the first two?

14 MR. KLINE: Correct.

15 MR. TERANO: Yes.

16 CHAIRPERSON MILLER: Okay.

17 MEMBER ALBERTI: Excuse me. I
18 just want --

19 CHAIRPERSON MILLER: Okay.

20 MEMBER ALBERTI: So the first one
21 we have up is, I'm sorry. We haven't gotten
22 to -- hold on. Sorry. Okay. I'm confused by

1 this listing.

2 CHAIRPERSON MILLER: Right.

3 MEMBER ALBERTI: So 1515 Wisconsin
4 Avenue, the licensees are who again?

5 MR. KLINE: The principal is Mr.
6 Yerushalmi.

7 MEMBER ALBERTI: Okay.

8 MR. KLINE: But he is working with
9 Mr. Mutagi on that one, as well.

10 MEMBER ALBERTI: Who is also a
11 part owner?

12 MR. KLINE: He is not a part owner
13 of that one, although owner of the real
14 estate. Correct?

15 MR. MUTAGI: Yes.

16 MR. KLINE: Owner of the real
17 estate.

18 MEMBER ALBERTI: Oh, okay, so
19 that's why he is not listed.

20 MR. KLINE: But they have an
21 agreement where he is --

22 MEMBER ALBERTI: Okay.

1 MR. KLINE: -- going to be
2 developing the concept.

3 MEMBER ALBERTI: A real estate
4 agreement.

5 MR. KLINE: Further than that in--

6 MEMBER ALBERTI: Okay.

7 MR. KLINE: -- terms of
8 development of the concept.

9 CHAIRPERSON MILLER: Okay. So --

10 MEMBER ALBERTI: Okay. All right.
11 So let's continue.

12 MR. KLINE: Okay.

13 MEMBER ALBERTI: Now, I
14 understand.

15 MR. KLINE: Okay.

16 CHAIRPERSON MILLER: Okay.

17 MR. KLINE: If I could sort of
18 summarize --

19 CHAIRPERSON MILLER: Wait.

20 MR. KLINE: -- because I probably
21 can --

22 CHAIRPERSON MILLER: I know. I

1 just want to get -- I just want to make sure
2 I have the right notes here though. Is there
3 an LLC that is related to the first case?

4 MR. KLINE: Yes, FR&LH.

5 CHAIRPERSON MILLER: FR&LH.

6 MR. KLINE: LLC.

7 CHAIRPERSON MILLER: Okay. And
8 then --

9 MR. KLINE: Right now, we can call
10 that for purposes of discussion. Yakitori
11 because it's going to be Yakitori Restaurant,
12 although they have not selected a trade name.

13 CHAIRPERSON MILLER: Okay.

14 MR. KLINE: But for purposes of
15 keeping confusion to a minimum, we will refer
16 to it as the Yakitori Restaurant.

17 CHAIRPERSON MILLER: Okay.

18 MR. KLINE: And then the second
19 one is AN&JM, LLC, which will be a Sushi
20 Restaurant, which still we haven't decided
21 upon a trade name, but we will refer to that
22 one as the Sushi Restaurant for ease of

1 reference and we will all know what we are
2 talking about.

3 CHAIRPERSON MILLER: Okay. Okay.

4 MEMBER ALBERTI: All right.

5 CHAIRPERSON MILLER: Okay. So
6 right now, you are just going to talk about
7 two of them?

8 MR. KLINE: I think what I would
9 like to do at the outset is kind of give an
10 overview.

11 CHAIRPERSON MILLER: Okay.

12 MR. KLINE: Because I know the
13 Board is looking at us and saying well, three
14 applications, what are you guys doing here?
15 What's this all about?

16 MEMBER ALBERTI: Well, before we
17 move along, Mr. Mutagi is also a principal in
18 the third one that we have?

19 MR. KLINE: Yes, he is. And we
20 can call that one the Pizza Restaurant.

21 MEMBER ALBERTI: Okay.

22 CHAIRPERSON MILLER: Okay. Pizza.

1 MR. KLINE: Which is --

2 MEMBER ALBERTI: Okay. Great.

3 MR. KLINE: -- MYIA, LLC at 1419
4 Wisconsin Avenue.

5 CHAIRPERSON MILLER: Okay.

6 MEMBER ALBERTI: Gotcha.

7 MR. KLINE: So what I would like
8 to do with the Board's permission is -- as I
9 said, I know the Board had concerns about
10 three applications. And we have scarcity of
11 licenses in Georgetown, why, you know, these
12 parties related applied for these three
13 licenses.

14 I would like to turn it over to
15 Mr. Mutagi and let him give you a little
16 overview in terms of his background and what
17 their thinking was in terms of applying for
18 these licenses, what kind of -- kind of what
19 their plans are generally. And then we can
20 get into the specific concepts, if that's okay
21 with the Board?

22 CHAIRPERSON MILLER: Okay. Well,

1 you know the situation better than we do, at
2 this point.

3 MR. KLINE: Sure.

4 CHAIRPERSON MILLER: So --

5 MR. KLINE: Steve, do you want to
6 just give an --

7 CHAIRPERSON MILLER: Okay.

8 MR. KLINE: -- overview as to why
9 you are doing this?

10 MR. MUTAGI: So I have been in
11 business --

12 CHAIRPERSON MILLER: Wait. You
13 can sit down if that's all right with you,
14 because the mike is actually on the table.

15 MR. MUTAGI: Sure.

16 CHAIRPERSON MILLER: Yes, so we
17 hear you better.

18 MR. MUTAGI: Okay. Perfect. So I
19 have been in retail for 35 years in the
20 District, in Georgetown actually. And retail
21 is changing because of on-line business. On-
22 line is totally changing retail and it is

1 going to be changed for the next 10 years, I
2 see that.

3 So I have had opportunity to
4 diversify because I have known this gentleman
5 for a while and he has become available. So
6 I have decided to take advantage of that
7 situation and put two restaurants together
8 with him and with the approval of my partner.

9 And the first one, Yakitori, it's
10 a concept that doesn't exist in Georgetown or
11 in D.C. There are, but some restaurant have
12 very small. This is just going to focus on
13 that and I have -- we just came back from
14 Japan and we feel there is a nice menu put
15 together and think it should be going well in
16 Georgetown.

17 Georgetown is missing some
18 restaurants, in my opinion personally. I live
19 there. I've been working there for 35 years.
20 There are a couple of sushi places and they
21 are successful, but they are small, and they
22 are doing very well in Georgetown. So we feel

1 there is room for another one.

2 And having such a great chef, I
3 figure to take advantage of it and get the two
4 restaurants right next to each other and put
5 the two businesses together, that's
6 diversifying.

7 I'll give you a quick report about
8 what is happening with retail. The last time
9 a mall was built in the United States was in
10 2006. So it has been eight years, there has
11 been no new malls built in the United States.
12 And since then to now, 30 percent of the
13 existing malls have been destroyed or put to
14 other uses. And it is again, all because of
15 what is happening on-line.

16 And the future, as I'm sure all of
17 you know, our friend at Amazon, he is planning
18 to deliver things within 30 minutes to you, no
19 matter what you want, especially in cities and
20 hubs bigger, within the next two years, so
21 things are really changing for retail.

22 And so we are looking at the

1 restaurant business. I used to be in it a
2 while back, so we're going back to it again.
3 We have three opportunities that are really
4 good, so we're going to take advantage of
5 them.

6 MR. KLINE: Steve, will you just
7 give the Board some idea, and you said you
8 have been in retail, tell them what kind of
9 retail you have been in.

10 MR. MUTAGI: Well, I own a store
11 that is a multi-brand and it has been 35
12 years. And besides that, I have had two Hugo
13 Boss franchise stores for 20 years. One is in
14 Georgetown and one is in Tysons Galleria. And
15 because of the relationship I had with Hugo
16 Boss when I started in '79 with my small
17 store, they allowed me to have it.

18 I am the first person they trust
19 in the world to have a franchisee with. And
20 I have had it and right now, I am the only
21 one. They have a couple other ones around the
22 world. And they are successful. I got a

1 pretty nice mailing list, you know, so we feel
2 when we open the restaurant, we will have nice
3 opening parties and so on and so on.

4 And in town a lot of people know
5 me. Hopefully, we can promote the restaurants
6 as well and get things moving.

7 MR. KLINE: And you have also been
8 in other businesses?

9 MR. MUTAGI: I have a nightclub in
10 town. I do have a nightclub in town. So
11 that's down the street and that's doing well.
12 That's what the brother usually runs that. He
13 participate in that. Real estate, and, yes,
14 what else do I have?

15 MR. KLINE: And you also were in
16 the restaurant business?

17 MR. MUTAGI: I was, yes. I had
18 three restaurants. Three restaurants in the
19 '80s, mid '80s.

20 MR. KLINE: All right. So talking
21 first about 1515, we have called that the
22 Yakitori concept, correct?

1 MR. MUTAGI: Yes.

2 MR. KLINE: And do you want to
3 talk about exactly what that is going to be or
4 do you want to turn that over to Koji and let
5 him?

6 MR. MUTAGI: Koji will explain it.

7 MR. KLINE: All right. First of
8 all, can you tell the Board about your
9 background? Where you come from, where you
10 were most recently in terms of work?

11 MR. TERANO: I am from Osaka,
12 Japan. I started my career in 1993. I work
13 for my friends father owned restaurant. He
14 owns a couple of restaurant in my hometown,
15 some sushi restaurant like the Yakitori
16 Restaurant, so I just worked all those
17 restaurants.

18 And then, I move to the States in
19 1997. I started working at the Sushi-Ko in
20 Georgetown. And after that, I spent there
21 almost 20 years until now. And somehow
22 restaurant is closed down last year. And also

1 I have known Steve since I moved to the
2 States. He was my customer.

3 And then, at this time, I got
4 opportunity to do the -- to put it together.
5 And let me explain about the Yakitori.

6 Yakitori is a Japanese-style
7 skewer chicken. We use every single part of
8 the chicken as, you know, a variety of the
9 menu and I think we will be the only one -- I
10 mean, we will be the first Yakitori Restaurant
11 in D.C. area.

12 Some Japanese restaurants serves
13 the Yakitori, but just as part of the menu.
14 But offer the full variety of the Yakitori
15 menu plus, side dishes, vegetables, yes, we
16 going to do meat and stuff. Yes, that's our
17 basic concept.

18 MR. KLINE: And there is a
19 proposed layout which we will show you in a
20 minute, a concept drawing in terms of how that
21 restaurant will land.

22 Now, 1513 is right next door. Is

1 that right?

2 MR. MUTAGI: Right next door.

3 MR. KLINE: Okay. The concept for
4 1513?

5 MR. MUTAGI: Just a sushi
6 restaurant because we have such a great person
7 who has been in the business, knows the
8 business, we figured to take advantage of
9 this. Instead of keeping him in one place,
10 let's make a second and, you know, take
11 advantage of the situation. And he could
12 handle two kitchens with no problem at the
13 same time, right next door to each other.

14 He is not traveling across the
15 street, downtown or across the street. He is
16 right there. We have a back door. He is
17 going to run both and hopefully he will do a
18 great job.

19 MR. TERANO: Yes.

20 MR. MUTAGI: That's it.

21 MR. TERANO: It's very simple.

22 MR. KLINE: You may know Sushi-Ko

1 for a very long time was probably the most
2 prominent sushi restaurant in D.C. and so, I
3 mean, he has got a long and storied or a
4 career with a long and storied restaurant in
5 D.C.

6 We do have --

7 MR. MUTAGI: I'm sorry to
8 interrupt. He was the head chef for, I don't
9 know, the past 10 years or so or more.

10 MR. TERANO: Yes, more.

11 MR. MUTAGI: He was the head chef
12 there. So he was running the whole kitchen.

13 CHAIRPERSON MILLER: What
14 nightclub do you own?

15 MR. MUTAGI: It's called Flash.

16 CHAIRPERSON MILLER: Flash. Oh,
17 you are a part owner with your brother, is
18 that it?

19 MR. MUTAGI: I am.

20 CHAIRPERSON MILLER: Okay.

21 MR. KLINE: And I would tender
22 these to the Board. These are drawings of the

1 two restaurants. If you would like us to walk
2 you through them, I can hold them up.

3 CHAIRPERSON MILLER: Okay. Can I
4 also ask why you are doing that? Were your
5 restaurants in Georgetown?

6 MR. MUTAGI: They were not in
7 Georgetown.

8 CHAIRPERSON MILLER: Okay.

9 MR. MUTAGI: There was one on
10 MacArthur right across from Listrani's. One--
11 it was 4907 Wisconsin. And then one was on
12 the Rockville Pike.

13 CHAIRPERSON MILLER: Oh, what was
14 the --

15 MR. MUTAGI: All our --

16 CHAIRPERSON MILLER: What was the
17 name of the one?

18 MR. MUTAGI: Called Bon Appetit.

19 CHAIRPERSON MILLER: What?

20 MR. MUTAGI: Bon Appetit.

21 CHAIRPERSON MILLER: Bon Appetit?
22 Where?

1 MR. MUTAGI: Bon Appetit was 4907,
2 one on MacArthur and one on Rockville Pike.

3 CHAIRPERSON MILLER: Oh, okay,
4 okay.

5 MR. MUTAGI: All of them, you
6 know, they are one and everything, but at the
7 same time we were ready to deliver to the
8 schools. We were very positioned. The one at
9 4907 was positioned for American University.
10 The one on MacArthur was supplying Georgetown
11 University. And the Rockville was just the
12 Montgomery College.

13 CHAIRPERSON MILLER: Okay.

14 MR. MUTAGI: It was a sit-down and
15 everything was there.

16 CHAIRPERSON MILLER: Okay.

17 MR. MUTAGI: It was a good
18 business for where it was and I had
19 opportunity then that were passed down.

20 CHAIRPERSON MILLER: Okay. Thank
21 you.

22 MR. KLINE: All right. We will

1 take -- yes, this is Yakitori, so --

2 CHAIRPERSON MILLER: Okay.

3 MR. KLINE: Do you want to walk
4 them through and show them where the front
5 door is? You've got to step back because we
6 have got Board Members who are --

7 MEMBER ALBERTI: That's okay.

8 MR. MUTAGI: Sorry, sorry. You
9 come in and then you have the bar, sort of the
10 bar and the grocery stuff and --

11 CHAIRPERSON MILLER: Can you get--
12 can the court reporter get this or no?

13 COURT REPORTER: Not so great.

14 CHAIRPERSON MILLER: Uh-oh. Okay.

15 MR. KLINE: Now, I can't --

16 MR. MUTAGI: I'll talk a little
17 louder, how about that?

18 MR. KLINE: That's good. Talk
19 loud.

20 CHAIRPERSON MILLER: Okay. Good.

21 MR. MUTAGI: I'll speak a little
22 louder. We have got the entrance. We have

1 got the inventory bar and the kitchen, seating
2 on the ground.

3 MEMBER SHORT: Is that 1515 or
4 1513?

5 MR. MUTAGI: This is 1515, sir.

6 CHAIRPERSON MILLER: What was
7 there before?

8 MR. MUTAGI: No existing. Right
9 now, it's the antique shop, John Roselli's.

10 CHAIRPERSON MILLER: Oh, okay.

11 MR. MUTAGI: I think they are
12 either March or April coming out.

13 CHAIRPERSON MILLER: Okay.

14 MR. MUTAGI: But all three have
15 the existing tenants, but they are all out by
16 the beginning of the year. One is February,
17 one is March, one April coming up.

18 CHAIRPERSON MILLER: Okay.

19 MEMBER ALBERTI: April of next
20 year?

21 MR. MUTAGI: Next year, yes. So
22 again, I was trying to put everything

1 together, you know, it gives us enough time to
2 put everything together and be ready to go
3 into.

4 MEMBER RODRIGUEZ: What is the
5 occupancy?

6 MR. MUTAGI: On this one, sir? We
7 are estimating on this one 60.

8 CHAIRPERSON MILLER: Nice.

9 MR. MUTAGI: Okay. Five down,
10 gotcha.

11 MR. KLINE: All right. In a
12 minute we will talk about what you are going
13 to need to do between now and the time that
14 your tenants vacate, but let's walk through
15 the other plan and then we will sit you down,
16 so we can be in front of a microphone.

17 MR. MUTAGI: Yes, yes, yes.

18 MR. KLINE: And the court reporter
19 will be able to hear us.

20 MR. MUTAGI: Yes.

21 CHAIRPERSON MILLER: All right.

22 Good.

1 MR. MUTAGI: This will be the
2 Sushi Bar. And again, we have the entrance
3 coming in. We have got a long bar and some
4 seating areas and the kitchen back there.

5 MR. KLINE: And this is -- there
6 are some renderings or tell -- we can do that
7 on the other --

8 MR. MUTAGI: This is, yes, what
9 our finishers hopefully will be -- depending
10 on pricing, but we will get close to that,
11 that's the idea, general idea.

12 MEMBER SHORT: How much square
13 feet?

14 MR. MUTAGI: On this one, I would
15 say about 17 or so, 1,700 or so. This is a
16 little smaller than the other one. The other
17 one is a little bigger, 1,900. This is about
18 50 seats in this one, that's what we estimate.

19 MEMBER SHORT: Okay.

20 CHAIRPERSON MILLER: Very nice.

21 MR. KLINE: All right.

22 CHAIRPERSON MILLER: Okay.

1 MEMBER ALBERTI: On that table
2 could you put the microphone down?

3 MR. KLINE: Yes.

4 MEMBER ALBERTI: That would be
5 helpful. Thank you.

6 CHAIRPERSON MILLER: Great.

7 MR. MUTAGI: Yes.

8 MR. KLINE: All right. So you
9 have indicated that both of these buildings,
10 and including the third one that we will talk
11 about, are current tenant-occupied, correct?

12 MR. MUTAGI: Correct.

13 MR. KLINE: All right. But those
14 tenancies are coming to termination?

15 MR. MUTAGI: All coming to
16 termination, yes.

17 MR. KLINE: And are there certain
18 things that you have to do before you are able
19 to open these businesses?

20 MR. MUTAGI: Yes.

21 MR. KLINE: Okay.

22 MR. MUTAGI: Take it from here to

1 actual drawings, make sure we pick everything.
2 We don't want to take the actual drawings from
3 there that have a lot to go. And after that
4 you got to go Old Georgetown Board. You've
5 got the -- a lot to go do to get it done,
6 especially in Georgetown.

7 But, you know, we have done those
8 before so no problem.

9 MR. KLINE: All right. So I mean,
10 just --

11 MR. MUTAGI: They just take time,
12 that's all it is.

13 MR. KLINE: Okay. Just --

14 MR. MUTAGI: Just the orientation.

15 MR. KLINE: -- so we are clear,
16 because I'm sure most of the Board Members
17 know, but they all may not, Georgetown poses
18 particular challenges in terms of timing?

19 MR. MUTAGI: Especially when you
20 put hoods and stuff. You really need to --
21 the Old Georgetown Board is not easy on you
22 when you are putting hoods and stuff in your

1 restaurant.

2 CHAIRPERSON MILLER: When you are
3 doing what?

4 MR. MUTAGI: Putting a hood,
5 kitchen hood.

6 CHAIRPERSON MILLER: A kitchen
7 hood?

8 MR. MUTAGI: Yes. Yes, they are
9 very sensitive about that. So you have to
10 really come up with --

11 MEMBER SHORT: Also the
12 sprinklers.

13 MR. MUTAGI: And --

14 MEMBER SHORT: The fire -- your
15 fire alarm system.

16 MR. MUTAGI: Yes. All of those
17 are going to be issues with them, so you
18 really need to work with them through one
19 meeting, two meetings until they get things--

20 CHAIRPERSON MILLER: So

21 MR. MUTAGI: -- five meetings
22 before you get to resolve this issue, but it

1 will be resolved.

2 MR. KLINE: But my point is and
3 the point is in addition to the normal reviews
4 that you would have, say on Florida Avenue
5 where Flash was built-out, you have a couple
6 of other layers of review in Georgetown, don't
7 you?

8 MR. MUTAGI: Yes, most definitely.
9 That's what I'm trying to say.

10 MR. KLINE: Okay.

11 MR. MUTAGI: Yes.

12 MR. KLINE: And you talked about
13 the Old Georgetown, the OGB, which is the Old
14 Georgetown Board.

15 MR. MUTAGI: Correct.

16 MR. KLINE: Okay.

17 MEMBER ALBERTI: What authority do
18 they have over construction?

19 MR. KLINE: Anything that is this
20 old from the straight, they have authority
21 over all of it.

22 MEMBER RODRIGUEZ: Historic value.

1 MEMBER ALBERTI: Okay. So when
2 you -- that's what I was asking. When you
3 said curb you meant the exterior.

4 MR. MUTAGI: Yes.

5 MEMBER ALBERTI: Okay.

6 CHAIRPERSON MILLER: Right.

7 MEMBER ALBERTI: Okay. I got it.

8 MR. MUTAGI: The neighbors in the
9 back --

10 MEMBER ALBERTI: I was thinking
11 interior. I was thinking interior, but it's
12 unlike --

13 CHAIRPERSON MILLER: Me, too.

14 MEMBER ALBERTI: Now, I
15 understand. I gotcha.

16 MR. MUTAGI: It's exterior, so
17 you've got to get approvals from your
18 neighbors in the back.

19 MEMBER ALBERTI: All right. So
20 the exterior is the historic part.

21 MR. MUTAGI: Yes.

22 MEMBER ALBERTI: All right.

1 That's what I thought they were and I was
2 confused.

3 MR. MUTAGI: It just takes a
4 little longer, that's all.

5 MEMBER ALBERTI: I understand. I
6 understand. I gotcha.

7 MR. KLINE: And not only do you
8 have historic, which many of you are familiar
9 with in many different neighborhoods, but you
10 have something unique to Georgetown, which is
11 OGB, the Old Georgetown Board, which put the
12 Apple store through three different versions.

13 CHAIRPERSON MILLER: Yes.

14 MR. KLINE: Before they finally
15 accepted something. So lead time is important
16 and I wanted the Board to know that, because
17 you are probably saying well, God, that's a
18 long time from now.

19 CHAIRPERSON MILLER: Okay.

20 MR. KLINE: But in the world of
21 Georgetown review, it's not.

22 CHAIRPERSON MILLER: I'm not clear

1 though what exterior changes you are meaning,
2 you are doing. Like what do you mean by a
3 hood?

4 MEMBER SHORT: If I could?

5 CHAIRPERSON MILLER: What kind of
6 a hood?

7 MEMBER SHORT: Madam Chair?

8 CHAIRPERSON MILLER: Yes?

9 MEMBER SHORT: The hood and duct
10 system you see over the top of the stove in
11 the kitchen area that has the extended out
12 hood.

13 CHAIRPERSON MILLER: That's what
14 you are referring to?

15 MEMBER SHORT: It's 4 or 5 feet
16 above the roof line.

17 CHAIRPERSON MILLER: Okay.

18 MEMBER ALBERTI: It's --

19 CHAIRPERSON MILLER: Oh, there is
20 an exterior --

21 MEMBER ALBERTI: The HVAC
22 equipment that is on the roof would have --

1 CHAIRPERSON MILLER: I mean, the
2 interior equipment --

3 MEMBER ALBERTI: -- to go through
4 all of that.

5 CHAIRPERSON MILLER: -- that is
6 coming out.

7 MEMBER RODRIGUEZ: Chief Short.

8 MEMBER ALBERTI: Yes.

9 MEMBER SHORT: I do a lot of that.

10 CHAIRPERSON MILLER: Are you
11 saying --

12 MR. KLINE: Anything you can see,
13 they want to look at.

14 CHAIRPERSON MILLER: Right.

15 MR. KLINE: And, you know, we
16 fight with them in terms of whether they
17 really have jurisdiction over such things as
18 furniture, because I don't think that's
19 architecture, but OGB feels a little
20 differently.

21 CHAIRPERSON MILLER: What?
22 Because they can see it through the window?

1 MR. KLINE: No, I'm saying --

2 MEMBER SHORT: Exterior.

3 MR. KLINE: -- on the outside --

4 CHAIRPERSON MILLER: Oh, exterior
5 furniture.

6 MR. KLINE: -- seating area.

7 CHAIRPERSON MILLER: Really?

8 MR. KLINE: We had a balcony one
9 time where they tried to tell the person that
10 they couldn't have seating out there and we
11 said --

12 CHAIRPERSON MILLER: So but for
13 this project though, what is it going to be?
14 There is going to be a hood. Anything else
15 that they are going to have to review?

16 MEMBER ALBERTI: They are going to
17 do facade changes.

18 MR. KLINE: Facade.

19 CHAIRPERSON MILLER: Facade.

20 MEMBER ALBERTI: Probably changes
21 to the windows outside and --

22 CHAIRPERSON MILLER: Oh, okay.

1 MEMBER ALBERTI: -- the signage
2 and all that kind of stuff, I'm sure.

3 MR. KLINE: Absolutely.

4 MEMBER SHORT: The bricks. They
5 probably have special bricks.

6 MR. MUTAGI: The signage itself
7 takes a lot away.

8 CHAIRPERSON MILLER: All right.

9 MEMBER ALBERTI: I know. I
10 gotcha.

11 MR. MUTAGI: You can't even hang a
12 banner. If you want a banner, you know, it's
13 them and the Commission of Fine Arts.

14 MEMBER ALBERTI: Yes.

15 MR. MUTAGI: And you have to go in
16 front of the Commission of Fine Arts.

17 CHAIRPERSON MILLER: Okay.

18 MEMBER RODRIGUEZ: Even the
19 Historical Society.

20 MR. MUTAGI: They work together,
21 so, you know, but still you've got to keep
22 them happy.

1 MEMBER ALBERTI: All right.

2 MR. KLINE: All right.

3 CHAIRPERSON MILLER: Okay.

4 MR. KLINE: So that's the two
5 Japanese concepts. One, Yakitori and one
6 Sushi next to each other. We're happy to take
7 any questions on those before we move on to
8 the concept.

9 CHAIRPERSON MILLER: Well, do you
10 think they are going to move forward at the
11 same time? The same, you know, basically in
12 sync?

13 MR. KLINE: That's the plan, yes.

14 CHAIRPERSON MILLER: Okay.

15 MR. MUTAGI: Yes, it will be cost-
16 efficient that way for us.

17 CHAIRPERSON MILLER: Okay.

18 MR. MUTAGI: That's what our plan
19 is to be honest, yes.

20 MEMBER ALBERTI: Can we start
21 asking questions about timing on those or do
22 you want to wait until --

1 CHAIRPERSON MILLER: Sure.

2 MEMBER ALBERTI: -- we get all
3 three?

4 CHAIRPERSON MILLER: No. I mean,
5 right, I think we have got -- we might as well
6 understand this.

7 MEMBER RODRIGUEZ: I think I'm
8 not --

9 MEMBER ALBERTI: Personally, I'm
10 not so interested in the interior concept as
11 I am about timing. So that's why I wanted to
12 ask some questions.

13 CHAIRPERSON MILLER: Go ahead.

14 MEMBER ALBERTI: Yes. I mean,
15 just for the owners, I mean, why I'm glad you
16 are here is I want to hear about how long this
17 is going to take. What we have seen -- and
18 I'll tell you quite frankly, my point of view
19 the reason that you are here is that we have
20 seen -- we have had in the past restaurants
21 that were licenses that were granted or owned
22 in Georgetown and nothing was done with them.

1 I mean, we had cases where people
2 got new licenses, newly created licenses like
3 you got, like you just obtained and nothing
4 happened with them. So we want to prevent
5 that in the future. All right. So we want --
6 we are trying to get some confidence and kind
7 of make you understand that we are really
8 looking for a concept that is going to move
9 forward in a reasonable time frame. A
10 realistic time frame I'll say.

11 So I know you have got to do
12 architectural drawings and concepts and all of
13 that. So when do you expect to start? What's
14 the first step of your process? Sort of walk
15 me through what the steps -- what you see and
16 the steps of your progress -- process in
17 theoretical -- theoretically the chronological
18 order that they would go through.

19 MEMBER SHORT: Design.

20 MR. MUTAGI: Well, as you pointed
21 out, first, we have something put together and
22 then we have got to get our architect in there

1 to do his measurements and so on and see if
2 this concept is going to bring it to reality,
3 budget-wise and so on, materials and so on.

4 And after all of that, we work
5 together as a team and we got it, we feel we
6 are on the right budget and everything is
7 going to be -- construction is going well,
8 that's when we go for permitting. Prior to
9 permitting, we would like to get the
10 Georgetown Board first.

11 MEMBER ALBERTI: You go to the
12 Georgetown Board before you go to permitting.

13 MR. MUTAGI: Yes. See what they
14 say.

15 MEMBER ALBERTI: You can't get the
16 permits without their approval.

17 MR. MUTAGI: Yes. I have had that
18 situation. It's better to go to them and see
19 what they say and if they got changes and they
20 meet once a month, so that's --

21 MEMBER ALBERTI: Do you have to go
22 to HPRB also?

1 MR. MUTAGI: Pardon me?

2 MEMBER ALBERTI: Do you have to go
3 to HPRB as well as Georgetown?

4 MR. MUTAGI: Yes, yes, yes.

5 MEMBER ALBERTI: So it's Old
6 Georgetown before HPRB, which you need before
7 you get permits, right?

8 MR. MUTAGI: Correct. So we don't
9 have -- like they are not meeting for August,
10 but we are not even ready anyway. And then
11 they only meet once a month. So you go in
12 front of them and that's all, you know.

13 MEMBER ALBERTI: Okay.

14 MR. MUTAGI: So we will go do our
15 steps as fast as we can, because you know our
16 tenants are coming.

17 MEMBER ALBERTI: Okay.

18 MR. MUTAGI: So our intentions are
19 to get --

20 MEMBER ALBERTI: All right. All
21 right. So these two addresses that we -- the
22 first two addresses the tenants will be out by

1 when?

2 MR. MUTAGI: One is March and one
3 is April.

4 MEMBER ALBERTI: One is March and
5 one is April. Okay.

6 MR. MUTAGI: I'm pretty sure
7 around that time.

8 MEMBER ALBERTI: All right. Now,
9 when do you envision having a sufficient
10 design that you could go to and approach the
11 Historic Review folks? What is your goal
12 there?

13 MR. MUTAGI: I'm hoping to have
14 something to go to them in maybe 120 days,
15 give the architect enough time and the design
16 people to work together, get the materials and
17 everything together, make sure of the budget,
18 everything, signs, because if they approve it,
19 then we are good and we want to make sure we
20 have done our studies. 120 to 150 days to get
21 them going.

22 MEMBER ALBERTI: So --

1 MR. MUTAGI: The next month, we're
2 really not going to have anybody.

3 CHAIRPERSON MILLER: Yes.

4 MR. MUTAGI: You know, this is
5 August. None of them are -- my architect is
6 out. You know, he is in Spain for --

7 MEMBER ALBERTI: Sure, fine, okay.

8 MR. MUTAGI: -- three weeks.

9 MEMBER ALBERTI: I gotcha.

10 MR. MUTAGI: So at least by end of
11 the year before I have something -- concept
12 put together so I can go to Old Georgetown
13 Board and say listen here, this is our
14 concept. This is our view.

15 MEMBER ALBERTI: Okay. How long
16 do you think it will take to get through Old
17 Georgetown Board and Historic Preservation
18 Review?

19 MR. MUTAGI: Thank God we have a
20 good relationship. And I feel they want
21 restaurants in the area. I mean, they really
22 have indicated --

1 MEMBER ALBERTI: All right.

2 MR. MUTAGI: -- to me actually and
3 that's another reason, because we are missing
4 and we are losing to the other areas.

5 MEMBER ALBERTI: What do you
6 anticipate that -- how long will that take?

7 MR. MUTAGI: Maybe two meetings or
8 three meetings. They have January or February
9 meeting out then, hopefully.

10 MEMBER ALBERTI: So two months?

11 MR. MUTAGI: Two months, yeah.

12 MEMBER ALBERTI: Depending on how
13 long it --

14 MR. MUTAGI: Maybe three months,
15 you know, let's say two months if we get
16 lucky.

17 MEMBER ALBERTI: Two months.
18 Okay. If they bring you back and they meet
19 for a few weeks, right. I gotcha.

20 MR. MUTAGI: Yes, we get lucky,
21 yes.

22 MEMBER ALBERTI: All right. All

1 right. And then you get permits. That really
2 doesn't take that long typically. I mean,
3 well, you have the drawings done, right?

4 MR. MUTAGI: Yes.

5 MEMBER ALBERTI: You have the
6 drawings done by then?

7 MR. MUTAGI: Yes, oh, yes. You
8 will have things, yes. We will have some
9 drawings hopefully by that time.

10 MEMBER ALBERTI: What are we
11 talking, two months to get permits?

12 MR. KLINE: At least.

13 MR. MUTAGI: At least.

14 MEMBER ALBERTI: At least?

15 MR. KLINE: Yes.

16 MEMBER ALBERTI: For something
17 like this?

18 MR. MUTAGI: These days --

19 MR. KLINE: 2 to 6.

20 MR. MUTAGI: -- going down there
21 is just now -- it's just very difficult.

22 MR. KLINE: We are hearing 2 to 6

1 is what we are hearing.

2 MEMBER ALBERTI: Really?

3 MR. MUTAGI: Six months.

4 MEMBER ALBERTI: 2 to 6 months
5 time period?

6 MR. MUTAGI: I know I have one
7 right now it has been three months and it's
8 just an addition to one building.

9 MEMBER RODRIGUEZ: They've got a
10 lot of applicants.

11 MR. MUTAGI: It has been three
12 months right now. We were waiting for Zoning.

13 MEMBER ALBERTI: I'm sorry. I was
14 more optimistic. I'm sorry about that.

15 CHAIRPERSON MILLER: Yes.

16 MR. MUTAGI: Especially in
17 Georgetown.

18 MR. KLINE: We wish you were
19 correct on that.

20 MEMBER ALBERTI: Right, right.
21 And then there is build-out.

22 MR. KLINE: Then there is build-

1 out, yes.

2 MEMBER ALBERTI: And then there is
3 build-out.

4 MEMBER RODRIGUEZ: Financing.

5 MEMBER ALBERTI: All right. All
6 right. I gotcha. So what happens if -- I
7 mean, you seemed a little iffy and I'm sure
8 you are more confident than I heard, but it
9 just seems a little iffy about well, you know,
10 we have to see if we can make this concept
11 work and, you know, within the budget that we
12 want.

13 And what happens if you can't?

14 MR. MUTAGI: Well, no, we will
15 have. We have a budget, but the problem
16 sometimes your hired guy comes in with these
17 expensive materials.

18 MEMBER ALBERTI: Right.

19 MR. MUTAGI: That's where the if
20 comes in. We're not so --

21 MEMBER ALBERTI: All right. So
22 it's the working through the --

1 MR. MUTAGI: Yes. It takes more
2 time to send --

3 MEMBER ALBERTI: -- time --

4 MR. MUTAGI: -- them back and say
5 listen, I'm not paying for this wood.

6 MEMBER ALBERTI: I gotcha.

7 MR. MUTAGI: Find me something
8 similar for \$10. So that's where you need
9 more time even then.

10 MEMBER ALBERTI: Okay. That's
11 what I thought. I was hoping you were --

12 MR. MUTAGI: It's not his money he
13 is spending most of the time.

14 MEMBER ALBERTI: I gotcha.

15 MR. MUTAGI: That's the problem I
16 have.

17 MEMBER ALBERTI: It's working
18 through that design concept to --

19 MR. MUTAGI: Yes, that's where you
20 see me being a little iffy.

21 MEMBER ALBERTI: -- apply or --
22 all right. All right. Gotcha.

1 MR. MUTAGI: Because an extra
2 month or so for him to go research.

3 MEMBER ALBERTI: I understand.

4 MR. MUTAGI: On my dime, too, of
5 course, he is researching.

6 MEMBER ALBERTI: Yes, of course.
7 Of course it is. You have all this money
8 invested and no money coming out. I
9 understand.

10 Okay. So would you have any
11 problem checking in with us at the beginning
12 of the year to find out where you are at with
13 this? Because it sounds like you have got to
14 be -- I mean, to be on track with -- to really
15 get this thing moving forward, you really kind
16 of have to be ready to go before -- you've got
17 to be pretty ready to go before the Historic
18 Preservation Review Board.

19 To keep this thing moving without
20 delay, you've got to be ready to go before
21 them in early next year. I imagine even
22 before the tenant is out, right?

1 MR. MUTAGI: It would be -- that
2 would be our --

3 MEMBER ALBERTI: I would hope that
4 that --

5 MR. MUTAGI: -- perfect scenario.

6 MEMBER ALBERTI: -- is -- I mean,
7 I would hope. I mean, if you are --

8 CHAIRPERSON MILLER: All right.

9 MEMBER ALBERTI: -- really being
10 honest about moving -- trying to move this
11 forward, which I believe you are, I mean, if
12 that's really what I'm hearing, then you
13 should be in that position by then.

14 MR. MUTAGI: That would be the
15 perfect scenario, but who knows what those
16 guys will do.

17 MEMBER ALBERTI: Yes, I mean,
18 November may be optimistic, but I would think
19 by January/February, I mean, that's nine
20 months from now, you should pretty much have
21 worked out that design concept, otherwise, you
22 are going to be --

1 MR. MUTAGI: Oh, no, no.

2 MEMBER ALBERTI: -- we are going
3 to be three years before we see something in
4 there.

5 MR. MUTAGI: No, we can't wait
6 three years.

7 MEMBER ALBERTI: And you don't
8 want to wait three years until you see
9 something. So would you mind, you know,
10 coming back to us and reporting back to us
11 about where you are at then?

12 MR. MUTAGI: No, sir.

13 MEMBER ALBERTI: I mean, I don't
14 know --

15 MR. MUTAGI: Six months?

16 MEMBER ALBERTI: No. I would say
17 February of next year. I mean, I think that's
18 fair. I mean, I --

19 MR. MUTAGI: That's fine, yes.

20 MEMBER ALBERTI: -- am trusting,
21 but I'm not that trusting. Mr. Kline will
22 tell you.

1 MR. MUTAGI: That's fine.

2 MEMBER RODRIGUEZ: You like to
3 verify.

4 MEMBER ALBERTI: Yes. I just like
5 to verify where we are at.

6 MR. MUTAGI: That's perfectly
7 fine. That's fine.

8 MEMBER ALBERTI: And I don't think
9 it's going to be --

10 MR. MUTAGI: Hopefully we will
11 have our act together by then.

12 MEMBER ALBERTI: -- so long.
13 Yeah, I mean, you should be able to tell us
14 where your design concepts are and when you
15 are going to be bringing this to that first
16 step for Historic Review, because I would hope
17 you would have drawings maybe even by then at
18 least of the facade and the like. At least
19 concept drawings by then, I mean, as these
20 things go.

21 Is there any problem with that?

22 CHAIRPERSON MILLER: No. I think

1 it might be helpful or efficient if you could
2 write us a letter or something before we have
3 a hearing and indicate up front kind of where
4 you are at and either, you know, give us
5 copies of some things or tell us, you know,
6 what you might present or, you know, we can
7 see if a hearing is necessary.

8 It's often fruitful to have this
9 kind of dialogue, but in any event, I think it
10 is always helpful if we get something in
11 writing up front then we are -- everybody is
12 focused.

13 MEMBER ALBERTI: And we can always
14 say oh, we don't really need to see you.

15 CHAIRPERSON MILLER: And we can
16 say you know what, great, we don't need a
17 hearing. Great. We're glad to know you are
18 at this stage and you know. Okay. Good.

19 MEMBER RODRIGUEZ: I have a
20 question, a short question.

21 CHAIRPERSON MILLER: Yes, Mr.
22 Rodriguez?

1 MEMBER RODRIGUEZ: Yes. I think
2 this is an interesting project. And from the
3 historic point of view, it would seem that
4 Georgetown would appreciate some kind of a
5 restaurant with this concept, cultural concept
6 which lends itself to tourism.

7 CHAIRPERSON MILLER: Yes.

8 MEMBER RODRIGUEZ: I have studied
9 tourism and I know that this is -- would that
10 facilitate, would that help to facilitate your
11 permits?

12 MR. KLINE: Well, we can only hope
13 that HPRB would be on the -- not HPRB.

14 CHAIRPERSON MILLER: DCRA.

15 MR. KLINE: OGB would be on the
16 same page as that.

17 MEMBER RODRIGUEZ: Yes.

18 MR. KLINE: I think a lot of
19 thought with the Apple store --

20 MEMBER RODRIGUEZ: Yes. I have --

21 MR. KLINE: -- would be terrific
22 for Georgetown, you know.

1 MEMBER RODRIGUEZ: Yes. It's not
2 expected --

3 MR. KLINE: Three rounds it took.

4 MEMBER RODRIGUEZ: Yes. Good luck
5 with that.

6 CHAIRPERSON MILLER: True.

7 MEMBER SHORT: And Georgetown is
8 the only part of town that doesn't have a
9 Lottery Machine or the Metro.

10 MR. KLINE: Or the Metro, yes,
11 sir.

12 CHAIRPERSON MILLER: Okay. Can
13 you just tell me which block we are talking
14 about? Just are there like any other stores,
15 so I can visualize like where exactly on
16 Wisconsin Avenue it is? Like what is across
17 the street or what is --

18 MR. MUTAGI: The Georgetown Club.

19 CHAIRPERSON MILLER: What are you
20 replacing?

21 MR. MUTAGI: The Georgetown Club
22 is right across from us.

1 CHAIRPERSON MILLER: Oh,
2 Georgetown Club?

3 MR. MUTAGI: Yes.

4 CHAIRPERSON MILLER: Okay. Got
5 it.

6 MR. MUTAGI: They are right
7 across. There used to be a Marvelous Market
8 on that corner.

9 CHAIRPERSON MILLER: Right. Oh,
10 there, okay.

11 MR. MUTAGI: My Hugo Boss store is
12 right next to it.

13 CHAIRPERSON MILLER: Okay.

14 MR. MUTAGI: I should have
15 mentioned that first.

16 CHAIRPERSON MILLER: So where are
17 you with respect to --

18 MR. MUTAGI: That's 1517.

19 CHAIRPERSON MILLER: -- Marvelous
20 Market? I got that, that's at P Street,
21 right?

22 MR. MUTAGI: Yes, P and we are two

1 doors up.

2 CHAIRPERSON MILLER: You are two
3 doors up?

4 MR. MUTAGI: It's P to Q, that's
5 where this block is.

6 CHAIRPERSON MILLER: Okay.

7 MR. MUTAGI: North on Wisconsin.

8 CHAIRPERSON MILLER: Okay. And
9 there is going to be outdoor seating as well
10 or no? No?

11 MR. MUTAGI: We would love to, but
12 no. It's a huge expense, no. Unfortunately,
13 not.

14 CHAIRPERSON MILLER: Oh, okay.
15 All right. Any other questions on these two?
16 Okay. Anything else you want to tell us about
17 these two?

18 MR. KLINE: I don't think so.

19 CHAIRPERSON MILLER: Okay. Now,
20 the third one is related or not?

21 MR. KLINE: Yes. I mean, the
22 third one is the same idea in terms of

1 approach, in terms of where they are. There
2 is a tenant. The concept is different. Mr.
3 Terano is not involved in that one, because
4 it's a new burning pizza concept.

5 Steve, do you want to tell the
6 Board about this?

7 MR. MUTAGI: Yes.

8 CHAIRPERSON MILLER: Do you own
9 all of them?

10 MR. MUTAGI: Yes.

11 CHAIRPERSON MILLER: Okay. So
12 that's number one, the connection.

13 MR. MUTAGI: Yes.

14 CHAIRPERSON MILLER: Okay.

15 MR. MUTAGI: So here, as I said at
16 the beginning of my season to you guys, I am
17 looking for different ventures and venues to
18 bring in income, because my other ones are
19 slowing, slowing in the next 10 years are
20 dying down.

21 I have been seeing two Amys. I
22 don't know if you are familiar with what the

1 term is.

2 CHAIRPERSON MILLER: Yes.

3 MR. MUTAGI: There is another one
4 Il Canale's on 31st Street.

5 CHAIRPERSON MILLER: Yes.

6 MR. MUTAGI: The Italian place.
7 The pizza, I mean, is just -- they are just --
8 they can't stop the cash register. So I
9 figured maybe I would put the cash register
10 just in this building and see if it works. So
11 that's where I'm going with it and especially
12 deliveries.

13 You know, the one in Georgetown,
14 he doesn't deliver. So we will be happy to
15 deliver to the residents. It's a small space.

16 MEMBER SHORT: What's the address?

17 MR. MUTAGI: Pardon me?

18 MEMBER SHORT: What's the address?

19 MR. MUTAGI: It's 1419 Wisconsin
20 Avenue. The block down, sir.

21 MR. KLINE: It's the last one on
22 the list of Fact-Findings.

1 MR. MUTAGI: And it's just going
2 to be the oven and that's it. We are not
3 putting a kitchen in there and so on. We are
4 just going to do those pizzas, which I see the
5 other two places are just sending them out
6 like unbelievably. We hope to do the same.
7 And it's a very small location. It's about
8 1,000 square feet. It has a couple of seats
9 in it.

10 CHAIRPERSON MILLER: So you are
11 the 100 percent owner of this one?

12 MR. MUTAGI: No, I'm 50/50. My
13 brother is involved in that one.

14 CHAIRPERSON MILLER: Oh, your
15 brother from Flash?

16 MR. MUTAGI: Yes.

17 CHAIRPERSON MILLER: Okay. So you
18 are 50/50 in this one. And the other two,
19 50/50?

20 MR. MUTAGI: On the sushi, I'm
21 50/50.

22 CHAIRPERSON MILLER: Okay.

1 MR. MUTAGI: And the --

2 MR. KLINE: Amir Yerushalmi is
3 the --

4 MR. MUTAGI: -- other -- he has
5 the other one.

6 CHAIRPERSON MILLER: You are the
7 sole owner of the other -- the first one?

8 MR. MUTAGI: He has got --

9 CHAIRPERSON MILLER: Of Yakitori?

10 MR. YERUSHALMI: 90 and my brother
11 has 10.

12 MR. MUTAGI: He has got 90 and his
13 brother has 10 percent.

14 CHAIRPERSON MILLER: You have 90
15 percent and your brother has 10 percent of
16 Yakitori?

17 MR. YERUSHALMI: Yes.

18 CHAIRPERSON MILLER: What's your
19 name again?

20 MR. YERUSHALMI: Amir Yerushalmi.

21 CHAIRPERSON MILLER: Okay. Thank
22 you. All right. Okay. Oh, okay. Your

1 brother owns 10 percent?

2 MR. YERUSHALMI: Yes.

3 CHAIRPERSON MILLER: Okay. So the
4 common connection between 1 and 2 is --

5 MR. KLINE: Mr. Mutagi is -- there
6 is a consulting arrangement between Mr. Mutagi
7 and Amir and his brother with respect to the
8 development of the 1515 concept. I mean, the
9 relationship between these parties is they are
10 in a lot of businesses together. They are in
11 a lot of real estate together.

12 CHAIRPERSON MILLER: Okay.

13 MR. KLINE: I mean, there is a
14 close -- they are in Flash together. They are
15 in what else?

16 CHAIRPERSON MILLER: You are in
17 flash also?

18 MR. MUTAGI: Yes.

19 CHAIRPERSON MILLER: Okay. So
20 it's not -- you said it was 50/50. You and
21 your brother, I thought.

22 MR. MUTAGI: No, that was --

1 CHAIRPERSON MILLER: Am I mixed
2 up?

3 MR. MUTAGI: -- this 15 --

4 MR. KLINE: 1513.

5 CHAIRPERSON MILLER: 15 -- oh,
6 okay.

7 MR. TERANO: Well, Flash is -- no,
8 Flash I'm 25 percent. He is 25 percent.

9 CHAIRPERSON MILLER: Okay.

10 MR. TERANO: This gentleman is 50.

11 CHAIRPERSON MILLER: Okay.

12 MR. TERANO: He is 33. There is
13 another person 70.

14 CHAIRPERSON MILLER: All right.

15 All right. Okay.

16 MR. MUTAGI: I get the numbers
17 right.

18 CHAIRPERSON MILLER: Okay. So
19 then is there anything else you want to tell
20 us about the pizza place concept?

21 MR. KLINE: Similarly, we have a
22 rendering which shows the preliminary layout

1 of how this restaurant will layout.

2 CHAIRPERSON MILLER: Okay.

3 MR. KLINE: Do you want to pull
4 that mike up here a bit?

5 MR. MUTAGI: Yes.

6 MR. KLINE: For the court
7 reporter.

8 CHAIRPERSON MILLER: What's in
9 this right now?

10 MR. MUTAGI: On this block?

11 CHAIRPERSON MILLER: Yes.

12 MR. MUTAGI: CVS is down from
13 there..

14 CHAIRPERSON MILLER: Yes.

15 MR. MUTAGI: CVS is there.

16 CHAIRPERSON MILLER: What else?

17 MR. MUTAGI: There is another
18 place called Wisey's that just --

19 CHAIRPERSON MILLER: Oh, yes,
20 right, okay.

21 MR. MUTAGI: -- does sandwiches.

22 CHAIRPERSON MILLER: Yes, yes, I

1 know that.

2 MR. MUTAGI: We are going to take
3 some of that, because they just can't get fast
4 enough the food to the, you know, hospital or
5 to the school.

6 CHAIRPERSON MILLER: So is that
7 below P?

8 MR. MUTAGI: Yes, right below.

9 CHAIRPERSON MILLER: Right below
10 P, okay.

11 MR. MUTAGI: Yes, yes.

12 CHAIRPERSON MILLER: All right.

13 MR. MUTAGI: This is the wood
14 burning over and just some seating. It's very
15 simple, very clean.

16 CHAIRPERSON MILLER: Okay.

17 MR. MUTAGI: Nothing fancy about
18 it.

19 CHAIRPERSON MILLER: How many
20 people?

21 MR. KLINE: 31.

22 CHAIRPERSON MILLER: 31, okay.

1 MR. KLINE: Like 975 square feet,
2 basically.

3 CHAIRPERSON MILLER: Okay. All
4 right.

5 MEMBER SHORT: And the yellow
6 facade, that's the actual building?

7 MR. MUTAGI: Yes, right.

8 CHAIRPERSON MILLER: Okay. Good.
9 So what is there now?

10 MR. MUTAGI: It is a retail. The
11 lady she signed retail. She has got things
12 from Ecuador. She sells all these furnishings
13 out of Ecuador.

14 CHAIRPERSON MILLER: Oh, okay.
15 And when is she going to be out?

16 MR. MUTAGI: February.

17 CHAIRPERSON MILLER: Okay. Okay.
18 So that has to go to HPRB and --

19 MR. MUTAGI: All of them, yes.

20 CHAIRPERSON MILLER: -- Old
21 Georgetown Board, all that stuff?

22 MR. MUTAGI: Yes, yes. Need to do

1 all that.

2 CHAIRPERSON MILLER: The same
3 track?

4 MR. MUTAGI: The same train track.

5 CHAIRPERSON MILLER: Okay.

6 MR. KLINE: On that one, instead
7 of the hood, it will be the exhaust for the
8 wood burning pizza that, you know, the
9 smokestack will potentially be visible and
10 they are going to think that it is consistent
11 with an old Georgetown --

12 CHAIRPERSON MILLER: Right.

13 MR. KLINE: -- bust stack.

14 MEMBER RODRIGUEZ: With the false
15 fireplace around it.

16 MR. KLINE: A false?

17 MEMBER RODRIGUEZ: Fireplace.

18 MR. KLINE: Oh, false fireplace.

19 Got it.

20 MEMBER ALBERTI: I'm sure you will
21 make it aesthetically pleasing.

22 MEMBER SHORT: Like the Georgetown

1 hood, right? Georgetown hood.

2 MR. MUTAGI: Yes, if that's what
3 it takes.

4 CHAIRPERSON MILLER: Okay. I want
5 to make sure I have the right address down for
6 this one. It's 14 what?

7 MR. MUTAGI: 19.

8 CHAIRPERSON MILLER: It is 1419
9 Wisconsin?

10 MR. MUTAGI: Yes.

11 CHAIRPERSON MILLER: Okay. All
12 right. And it is the MYIA, LLC?

13 MR. MUTAGI: Correct, yes.

14 CHAIRPERSON MILLER: Okay. Okay.
15 All right. Are there other questions? Okay.
16 Anything else you all want to share?

17 MR. KLINE: No, I don't think so.

18 CHAIRPERSON MILLER: Okay.

19 MR. KLINE: We hope the Board is
20 satisfied in terms of it and we understand the
21 Board's concerns and we are happy to be here
22 to present to you the concepts and we hope we

1 can move forward with placarding and move
2 these projects forward.

3 CHAIRPERSON MILLER: Okay. Thank
4 you. Yes, it was very helpful your coming in.
5 I mean, this type of hearing was really
6 helpful.

7 MR. KLINE: Good.

8 CHAIRPERSON MILLER: So okay.
9 Well, thanks very much and, you know, we will
10 take a careful look on this and get going with
11 it now that we have a much better
12 understanding. Okay.

13 MR. KLINE: Good.

14 CHAIRPERSON MILLER: Thank you
15 very much.

16 MR. KLINE: Thank you.

17 MR. MUTAGI: Thank you.

18 CHAIRPERSON MILLER: Okay.

19 MEMBER SHORT: Good luck with
20 that.

21 MR. KLINE: Thank you for your
22 time. I'll see some of you Friday morning.

1 CHAIRPERSON MILLER: Oh, that's
2 right.

3 MEMBER ALBERTI: Are you sure you
4 really want to remind us of that?

5 CHAIRPERSON MILLER: Yes, right.

6 MR. KLINE: You know, all among
7 friends, right?

8 MEMBER ALBERTI: Forget about it
9 for a couple of days.

10 MR. KLINE: Have a good evening.
11 Thank you.

12 CHAIRPERSON MILLER: You, too.
13 Okay. Good night.

14 (Whereupon, the Fact-Finding
15 Hearing in the above-entitled matter was
16 concluded at 4:39 p.m.)

17

18

19

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21

22

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