

DISTRICT OF COLUMBIA  
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 ALCOHOLIC BEVERAGE CONTROL BOARD  
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 MEETING

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 IN THE MATTER OF: \*  
 \*  
 2321 18th Street, LLC \*  
 t/a Bourbon \* Fact Finding  
 Event: Taste of Georgetown \* Hearing  
 Event Date: 10/3/2015 \*  
 License No. 60605 \*  
 Substantial Change No. \*  
 15-SC-00336 \*  
 Request for a One Day \*  
 Substantial Change to its \*  
 License \*

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September 17, 2015

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

PRESENT:

RUTHANNE MILLER, Chairperson  
 MICHAEL SILVERSTEIN, Member  
 HECTOR RODRIGUEZ, Member  
 JAMES SHORT, Member

ALSO PRESENT:

Abyie Ghenene, Investigator, ABRA  
 Vernon Leftwich, Investigator, ABRA  
 Michael Cherner  
 Debbie Young

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

2 (10:56 a.m.)

3 CHAIR MILLER: We have one more Fact  
4 Finding Hearing, I believe, on our calendar for  
5 this morning scheduled for 11 o'clock and it's  
6 10:56, but it's --

7 MALE PARTICIPANT: Perfect.

8 CHAIR MILLER: Taste of Georgetown is  
9 here. Proceed.

10 (Off the record comments)

11 MR. CHERNER: Good morning.

12 CHAIR MILLER: Good morning. I assume  
13 you are here for Taste of Georgetown?

14 MR. CHERNER: Yes.

15 CHAIR MILLER: Good, okay, since we're  
16 early.

17 MR. CHERNER: No, I don't mind.

18 CHAIR MILLER: All right. Why don't  
19 you introduce yourselves for the record. This is  
20 the hearing for License Number 60605, Taste of  
21 Georgetown.

22 MR. CHERNER: Michael Cherner.

1 CHAIR MILLER: Michael, I'm sorry,  
2 what's your last name?

3 MR. CHERNER: Cherner.

4 CHAIR MILLER: Cherner?

5 MR. CHERNER: C-H-E-R-N-E-R.

6 CHAIR MILLER: C-H-E-R-T-R, okay.

7 MS. YOUNG: And I'm Debbie Young. I  
8 am the Events Director with the Georgetown  
9 Business Improvement District.

10 CHAIR MILLER: Great, all right.  
11 Taste of Georgetown, that sounds familiar. Oh,  
12 wait a minute, we didn't get our investigators to  
13 put their names on the record.

14 INVESTIGATOR GHENENE: Sorry. ABRA  
15 Investigator Abyie Ghenene.

16 INVESTIGATOR LEFTWICH: ABRA  
17 Investigator Vernon Leftwich.

18 CHAIR MILLER: Okay. This is going to  
19 take place in Georgetown at 2348 Wisconsin Avenue  
20 outside or is that the base? What's the --

21 MS. YOUNG: No, it's on K Street.

22 CHAIR MILLER: K Street?

1 MS. YOUNG: Yes.

2 CHAIR MILLER: Oh, is your restaurant  
3 located at -- Bourbon?

4 MR. CHERNER: Sorry, yes, that's the  
5 license that we convert for the day.

6 CHAIR MILLER: Okay.

7 MR. CHERNER: It's located on  
8 Wisconsin Avenue, correct.

9 CHAIR MILLER: That's where the  
10 license is located, but the event is on K Street?

11 MR. CHERNER: Correct.

12 MEMBER SHORT: What's the address on  
13 K Street?

14 MS. YOUNG: Well we close K Street  
15 down, so it's between Wisconsin Avenue and Thomas  
16 Jefferson Street.

17 MEMBER SHORT: Okay, great.

18 CHAIR MILLER: So you've done this  
19 before, correct?

20 MR. CHERNER: Yes. This is the fifth  
21 year that I've run the pavilion where we've done  
22 ABRA licenses pulled from a location.

1 CHAIR MILLER: Yes.

2 MR. CHERNER: This is the second year  
3 that's in been in that same location.

4 CHAIR MILLER: Okay.

5 MR. CHERNER: So we've done three  
6 different locations over the five years, but this  
7 is an identical twin to last year.

8 CHAIR MILLER: And how did it go last  
9 year, any problems?

10 MR. CHERNER: It was great except for  
11 rain, so hopefully -- You all can't control that.

12 CHAIR MILLER: Right.

13 MEMBER SILVERSTEIN: Well, maybe. At  
14 least you're under the --

15 MR. CHERNER: Well the beverage  
16 pavilion is the only part that's not. The  
17 beverage pavilion is actually in what's normally  
18 the taxi lane for like in the front of the Tony &  
19 Joe's & Nick's.

20 MS. YOUNG: It's like the Washington  
21 Harbour property.

22 CHAIR MILLER: Right.

1 MEMBER SHORT: Oh.

2 MS. YOUNG: So they're not covered.

3 MR. CHERNER: But, yes, the event is  
4 covered and then the beverage pavilion is to the  
5 side. So the beverage pavilion is fully, if you  
6 see in the picture there's a picket fence that we  
7 put up around the entire pavilion except the one  
8 entrance and that's where we post the "Alcoholic  
9 drinks can't go beyond this point," and we do  
10 wristbands.

11 Basically the wristbands are only for  
12 re-entry because it's only 21 allowed in the  
13 pavilion. Once you are allowed in it it means  
14 that you are over 21, but we wristband everyone  
15 as they enter so we know from that point forward  
16 that, if anyone hopped the fence or anything  
17 else.

18 MEMBER SILVERSTEIN: There is no  
19 entrance into there under 21 at all?

20 MR. CHERNER: Correct.

21 MEMBER SILVERSTEIN: Okay.

22 MEMBER SHORT: Is there any barrier

1 going to be up between your event and the river?

2 MR. CHERNER: In the --

3 MEMBER SHORT: The river, the water?

4 MR. CHERNER: Well, no, we're not on  
5 the -- We're on K Street, but our pavilion for  
6 the beverages is fully fenced in in all  
7 directions.

8 MEMBER SHORT: Okay, thank you.

9 CHAIR MILLER: What do you mean you're  
10 covered for rain?

11 MEMBER SILVERSTEIN: The Whitehurst  
12 Freeway --

13 CHAIR MILLER: The Whitehurst Freeway  
14 is the cover?

15 MR. CHERNER: The main event is  
16 underneath the Whitehurst Freeway.

17 MS. YOUNG: Yes.

18 CHAIR MILLER: Okay.

19 MR. CHERNER: And then the beverage  
20 pavilion is at the taxi stand, so we're not  
21 covered at the beverage pavilion.

22 MEMBER SHORT: Yes.

1 CHAIR MILLER: But I was wondering, I  
2 was trying to figure out how you were covered  
3 over the street and that's the Whitehurst  
4 Freeway, okay.

5 MR. CHERNER: Okay.

6 CHAIR MILLER: That's good, all right.

7 MEMBER SILVERSTEIN: It provides  
8 pretty good coverage.

9 MR. CHERNER: Yes.

10 MEMBER SILVERSTEIN: Twelve months of  
11 the year.

12 CHAIR MILLER: So you're doing things  
13 the same as last year, we did a review last year?

14 MR. CHERNER: Yes, correct.

15 CHAIR MILLER: Same amount of  
16 security, same estimate of people?

17 MR. CHERNER: Well we're hoping for  
18 more people if there's no rain, but other than  
19 that everything is the exact same thing. We're  
20 not serving any full beverages.

21 It's only -- For your price you get  
22 three, for \$10 you get three tasting tickets,

1 which would be the equivalent of one drink, but  
2 it's three small tastes.

3 We're never giving out full drinks and  
4 they're always in the plastic cups and then we  
5 have both the trash and recycling throughout the  
6 pavilion.

7 CHAIR MILLER: Okay.

8 MR. CHERNER: The event starts, they  
9 start setup at midnight the night before. The  
10 actual event is 11:00 to 5:00, so we typically  
11 don't start serving in the beverage pavilion  
12 until closer to noon once everything sort of gets  
13 up and running.

14 And then they have breakdown setup  
15 until 8:00 p.m., like they have the street  
16 available for them until then, so from 5:00 to  
17 8:00 we have plenty of time for breakdown and  
18 clearing out the street and everything of that  
19 nature.

20 MEMBER SHORT: Did you have to go  
21 before the Mayor's Special Event Committee?

22 MR. CHERNER: We did.

1                   MEMBER SHORT: And all of that is  
2 taken care of?

3                   MR. CHERNER: Yes, that's all signed  
4 off on before we even can turn in the document to  
5 do this.

6                   MEMBER SHORT: Great.

7                   MR. CHERNER: Yes.

8                   MEMBER SHORT: And I do know the  
9 Kidney Foundation, which they have their event in  
10 that same location as they moved under  
11 Pennsylvania Avenue, music, are you going to have  
12 music?

13                   MR. CHERNER: Yes.

14                   MS. YOUNG: We'll have a live D.J. and  
15 we are having two piano players from the  
16 Georgetown Piano Bar.

17                   MEMBER SHORT: Okay.

18                   MEMBER RODRIGUEZ: How did it go last  
19 year?

20                   MR. CHERNER: It went well. We  
21 actually, I mean joking aside with the rain, we  
22 actually ended up staying pretty busy anyway. It

1 was a nice warm day, a little bit of drizzle.

2 People came out, enjoyed their taste  
3 and when they got a little wet they went right  
4 back underneath the Whitehurst and got more food.

5 MEMBER RODRIGUEZ: Right. Thanks.

6 MR. CHERNER: So it worked out well.

7 MEMBER RODRIGUEZ: So you are  
8 projecting about 8000 participants?

9 MR. CHERNER: For the entire event.

10 MEMBER RODRIGUEZ: The entire event.

11 MR. CHERNER: Because we don't allow  
12 anyone under 21 in the beverage pavilion we  
13 typically in the past, over the last five years,  
14 have averaged anywhere between 800 to 1200 guests  
15 over the course of the day, and that max in that  
16 space is about 200 guests at any given time and  
17 in the past we've either had a combination of two  
18 ABRA managers on staff.

19 Depending on the year we've had  
20 investigators there at the front as well as MPD  
21 and we've sort of taken their lead way on sort of  
22 do you feel that the pavilion is too full and

1 we've never sort of let it go beyond, it's never  
2 been like shoulder-to-shoulder, it's always been  
3 a pretty open venue and a couple people hundred  
4 max at a time sort of flowing in and out going  
5 back to get tastes of food.

6 MEMBER RODRIGUEZ: All right.

7 CHAIR MILLER: I just wanted to follow  
8 up on the security because I think you give a  
9 range in your answer on the application as to how  
10 much security you intend to have.

11 MR. CHERNER: Yes, typically when we  
12 turn in the application we hadn't finalized, so  
13 there are 15 MPD officers hired from the  
14 reimbursable detail and they are on staff  
15 throughout the entire event.

16 We typically have one at all times  
17 stationed at our front gate. Since we handle all  
18 of the, we have people who are TIPS certified  
19 doing all of the ID checks, we handle all of the  
20 wristbanding and ID check at the front, but if we  
21 ever have a question or if there is ever an issue  
22 we always refer back to the MPD officer that's

1 located at the front of the pavilion.

2 CHAIR MILLER: Okay. And did you  
3 locate anybody in particular where you are  
4 selling the beverages, I mean, yes, the alcoholic  
5 beverages?

6 MR. CHERNER: Where we're --

7 CHAIR MILLER: I mean are you talking  
8 about security for the whole event? I assume not  
9 just the --

10 MR. CHERNER: Yes, there's 15 MPD for  
11 the entire event and there is always one person  
12 stationed directly at the front of our gate and  
13 then they all have their walkie-talkies set up.

14 There's never been, I mean we've never  
15 had a reason to have anyone inside the pavilion  
16 itself. We normally give them a chair and they  
17 normally rotate so that no one is sitting in one  
18 spot the entire day.

19 CHAIR MILLER: Yes.

20 MR. CHERNER: So we always have one  
21 MPD officer at that spot and then they have  
22 radios to everybody else.

1 CHAIR MILLER: Right. Okay, good.  
2 Okay. Anybody else, Investigators, any  
3 questions?

4 INVESTIGATOR LEFTWICH: In regards to  
5 the wine and beer garden are patrons allowed to  
6 leave that area with their beverage?

7 MR. CHERNER: No. And that's why the  
8 two, those two little stars at the front near the  
9 office are where we've had the "No alcoholic  
10 beverages beyond this point."

11 CHAIR MILLER: Okay. Anything else?

12 (No audible response)

13 CHAIR MILLER: All right. I don't see  
14 any problems then. I'm going to move to approve  
15 this event.

16 MEMBER SHORT: Second.

17 CHAIR MILLER: Okay, it's been  
18 seconded. All those in favor say aye.

19 (Multiple ayes)

20 CHAIR MILLER: All those opposed?

21 (No audible answer)

22 CHAIR MILLER: All those abstaining?

1 (No audible answer)

2 CHAIR MILLER: Motion passes, 4-0-0.

3 Well I hope it doesn't rain.

4 MR. CHERNER: Thank you and we hope to  
5 see you all there.

6 CHAIR MILLER: Thank you. Maybe.

7 MALE PARTICIPANT: Sounds like you  
8 prosper when it rains.

9 (Off the record comments)

10 MR. CHERNER: Thank you, guys, have a  
11 great day.

12 CHAIR MILLER: Thank you, you too.

13 MALE PARTICIPANT: You, too.

14 MR. CHERNER: Hopefully we'll be out  
15 there in the sunshine.

16 MEMBER RODRIGUEZ: The event  
17 coordinators are so personable, you know, and  
18 engaging and young and full of a lot of  
19 enthusiasm. I like to see that.

20 MR. CHERNER: Thank you.

21 MS. YOUNG: Thank you. Have a good  
22 day.

1                   CHAIR MILLER: Thanks, you too. Okay,  
2 I think that concludes our morning hearings, so  
3 we'll recess until 1:30 p.m. when we have our  
4 afternoon hearings scheduled.

5                   (Whereupon, the above-entitled matter  
6 went off the record at 11:06 a.m.)  
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