

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

In the Matter of:)	
)	
Local 11, LLC)	
t/a Maple)	
)	
Holder of a)	License No. ABRA-082211
Retailer's Class CT License)	Order No. 2014-181
)	
at premises)	
3418 11th Street, N.W.)	
Washington, D.C. 20010)	
)	

Local 11, LLC, t/a Maple (Licensee)

Kent C. Boese, Chairperson, Advisory Neighborhood Commission (ANC) 1A

BEFORE: Ruthanne Miller, Chairperson
Nick Alberti, Member
Donald Brooks, Member
Herman Jones, Member
Mike Silverstein, Member
Hector Rodriguez, Member
James Short, Member

ORDER ON SETTLEMENT AGREEMENT

The official records of the Alcoholic Beverage Control Board (Board) reflect that Local 11, LLC, t/a Maple, (Licensee), and ANC 1A have entered into a Settlement Agreement (Agreement), dated September 9, 2009, that governs the operation of the Licensee's establishment.

The Agreement has been reduced to writing and has been properly executed and filed with the Board. The Licensee and former Chairperson Cliff Valenti, on behalf of ANC 1A, are signatories to the Agreement.

Local 11, LLC
t/a Maple
License No. ABRA-082211
Page 2

Accordingly, it is this 7th day of May, 2014, **ORDERED** that:

1. The above-referenced Settlement Agreement submitted by the Parties to govern the operations of the Licensee's establishment is **APPROVED** and **INCORPORATED** as part of this Order, except for the following modification:

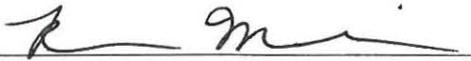
Section 10 (Right to Protest) – This Section shall be modified to read as follows: “If Applicant fails to correct any violations of the conditions of the License within the 30-day period (or, with respect to a breach which reasonably requires more than 30 days to cure, fails to commence cure of such breach and diligently pursue such cure), of written notification, such failure shall constitute grounds to file a complaint with the ABC Board, pursuant to D.C. Official Code § 25-446(e).”

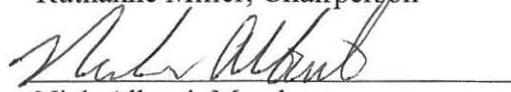
The parties have agreed to this modification.

2. Copies of this Order shall be sent to the Licensee and ANC 1A.

Local 11, LLC
t/a Maple
License No. ABRA-082211
Page 3

District of Columbia
Alcoholic Beverage Control Board


Ruthanne Miller, Chairperson


Nick Alberti, Member


Donald Brooks, Member


Herman Jones, Member

Mike Silverstein, Member


Hector Rodriguez, Member


James Short, Member

Pursuant to D.C. Official Code § 25-433, any party adversely affected may file a Motion for Reconsideration of this decision within ten (10) days of service of this Order with the Alcoholic Beverage Regulation Administration, 2000 14th Street, N.W., Suite 400S, Washington, DC 20009.

Also, pursuant to section 11 of the District of Columbia Administrative Procedure Act, Pub. L. 90-614, 82 Stat. 1209, D.C. Official Code 2-510 (2001), and Rule 15 of the District of Columbia Court of Appeals, any party adversely affected has the right to appeal this Order by filing a petition for review, within thirty (30) days of the date of service of this Order, with the District of Columbia Court of Appeals, 500 Indiana Avenue, N.W., Washington, D.C. 20001. However, the timely filing of a Motion for Reconsideration pursuant to D.C. Official Code § 25-433, stays the time for filing a petition for review in the District of Columbia Court of Appeals until the Board rules on the motion. See D.C. App. Rule 15(b).

★ ★ ★

ADVISORY NEIGHBORHOOD COMMISSION 1A
Columbia Heights, Parkview and Pleasant Plains
2905 - 11th Street, NW - 2nd Floor
Washington, DC 20001

VOLUNTARY AGREEMENT

THIS AGREEMENT made and entered into this 9th day of September, 2009 by and between Local 11, LLC(hereinafter the "Applicant") and The Neighborhood Advisory Commission 1A, on behalf of the community of Single Member District 1A-07 (herein after "Protestant").

WHEREAS, Applicant having filed an application with the District of Columbia Alcohol Beverage Control Board (hereinafter "ABC Board") for issuance of a class "C" license for the premises of 3418 11TH St NW, Washington, DC 20010, which application before the ABC Board in case No. 82211-09/067P

WHEREAS, in recognition of the ABC Board's policy of encouraging parties to a protested proceeding to settle their differences by negotiating agreements, the parties hereto being desirous of entering into an agreement whereby, subject to approval of the ABC Board, Applicant will agree to adopt certain measures to address the Protestant's concerns and Protestant will agree to the issuance of the ABC License and withdraws the Protest.

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

1. Noise Suppression: There shall be no loud or live music performed in the establishment. There will be no record playing DJ in the establishment. Sound attenuation methods will be utilized in the construction of the establishment. The Restaurant's operation shall at all times be in compliance with the D.C. Noise Control Act. Applicant will encourage employees and patrons, by posted signs or other printed notation, to be considerate of residents in the neighborhood after departing the building, by keeping conversations and other noises at a level that will not disturb the peace, order, quiet and tranquility of residents in the enjoyment of their homes or generate a noise complaint.

2. Hours of Operation: Applicant may open its doors to receive patrons from 11:00 am to 2:00 am Monday through Saturday, and 10:00 am to 1:00 am on Sunday, except that there shall be no food or alcoholic beverages served to sidewalk seating tables after 11:00 pm Sunday through Thursday and after 12:00 midnight Friday and Saturday. Alcoholic beverages may not be carried out of the establishment except that alcoholic beverages may be consumed at tables provided for sidewalk seating and shall only be available

during the hours Monday through Thursday 11:00 am to 11:00 pm, Friday 11:00 am to 12:00 midnight, Saturday 10:00 am to 12:00 midnight, and Sunday 10:00 am to 11:00 pm. Food service will be available until 11:00 p.m. every day.

3. Trash Removal: Applicant will maintain regular trash/garbage removal service, a minimum of 3 times per week (days to be decided by owner and business necessity) from the trash and dumpster area and see that those areas are regularly kept clean. The Applicant shall enclose the dumpsters and keep dumpster lids tightly closed and incapable of being entered by rodents, in order to limit odors and help control pest and rodent population. Applicant will conduct regular rodent and pest (insect) abatement.

4. Removal of Grease and Oils: Applicant will provide for the proper removal of grease and oils and will not deposit these substances for removal in dumpster.

5. Litter and Debris Removal: Applicant will maintain free of trash and litter the public space and streets to a minimum distance of 18 feet from the curb, adjacent to the front of the Restaurant building along 11th St., in compliance with applicable D.C. regulations in this respect, as often as needed (a minimum of twice daily).

6. Food Service to Liquor Ratio: Applicant will comply in all respects with the requirements of its license or other requirements of the law, including maintaining the appropriate ratio between food service and liquor sales. The Applicant shall refuse to sell alcohol or cigarettes to legally underage persons, and refuse to sell alcohol to inebriated patrons.

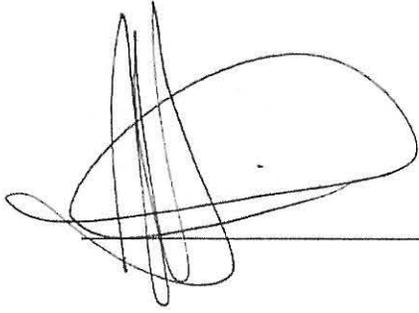
7. Ingress and Egress: No patron shall be allowed to ingress or egress at any location except at the designated building's entrance.

8. Public Space Usage: No tables shall nor structures shall be placed outside the building without proper licensing and notification, except that tables on the sidewalk shall be allowed for dining purposes during months when weather permits.

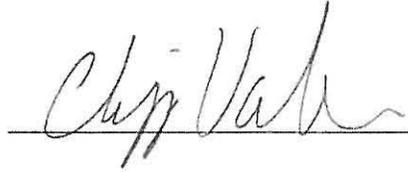
9. Employment Practices: Applicant will make its best effort to recruit, hire, and maintain employees from the Columbia Heights, Park View, and Pleasant Plains neighborhood and adjacent areas.

10. Right to Protest: The parties agree that if reasonable discussion of violations are not resolved then any failure of the Applicant to adhere to the foregoing commitments would constitute a breach of this agreement and grounds for the Protestant to petition the Board for issuance of an order to Show Cause, as provided by the D.C. Regulations.

IN WITNESS WHEREOF, the Parties place their signatures to this agreement, this _____ day of _____, 2009



Local 11, LLC
Jonathan E. Gronning, Managing Partner



Neighborhood Advisory Commission 1A
Chairman

Page 2
August 3, 2009
Local 11

In all circumstances, we must emphasize that all requests for a qualified interpreter or translator must be made within 48 hours prior to the scheduled hearing. Should you wish to use your own interpreter, you will be requested to sign a waiver stating that you have been notified of your rights, but declined to use them at this time.

The roll call hearing in this matter will be held on **Monday, August 17, 2009 at 10:00 a.m.**, 941 North Capitol Street, NE, 7th floor, Washington, DC 20002. Your attendance is required. You may review the file Monday through Friday between 8:30 a.m. – 4:15 p.m. However, for your convenience, please call in advance and indicate when you intend to review them.

If you have questions regarding the information contained in the body of this letter or questions in general, do not hesitate to contact me at 442-4496.

Sincerely,

A handwritten signature in black ink, appearing to read 'CWS', followed by a horizontal line extending to the right.

Cynthia W. Simms
Community Resource Officer
Office of the General Counsel



ADVISORY NEIGHBORHOOD COMMISSION 1A

ANC 1A01 - Lisa Kralovic
ANC 1A04 - Betty Pair
ANC 1A07 - James Simcox
ANC 1A10 - Lenwood O. Johnson

ANC 1A02 - Calvin Woodland
ANC 1A05 - William H. Jordan
ANC 1A08 - Cliff Valenti

ANC 1A03 - Luis A. Morales
ANC 1A06 - Samuel Johnson
ANC 1A09 - LaKeisha G. Thomas
ANC 1A11 - Sandra Scotland

3628 Georgia Avenue, NW Washington, DC 20010

July 8, 2009

Mr. Peter Feather, Chair
ABC Control Board
Alcoholic Beverage Regulation Administration
941 North Capital Street, NE Suite 700
Washington, D.C. 20002

REC'D
2009 JUL 13 A 11:11
DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE
REGULATION ADMINISTRATION

Dear Mr. Feather:

This letter is to inform you that Advisory Neighborhood Commission 1A is **Protesting** Local 11 application to serve alcoholic beverages at its establishment located at 3418 11th Street, NW, Washington D.C. 20010. (License Class: Retailer "C" Tavern, License No. ABRA-082211, Hearing date August 17, 2009).

This **PROTEST** comes after determining at a public community meeting of Advisory Neighborhood Commission 1A, held on Wednesday, July 8, 2009 that the granting of this application would **negatively** impact on the **peace, order and quiet** of the community. ANC 1A is in the process of negotiating a Voluntary Agreement between ANC 1A and Local 11, LLC.

Thank you for your consideration in this matter.

Sincerely,

Cliff Valenti
Chairperson
Advisory Neighborhood Commission 1A
Columbia Heights, Pleasant Plains and Park View

Samuel Johnson
ANC 1A06

cc: Cynthia Simms, Community Resource Officer

(Business or T/A Name)

GOVERNMENT OF THE DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION



August 3, 2009

Jonathan E. Gronning and
Lori Ann Robertson
Local 14, LLC
t/a Local 11
1302 Otis Place, NW
Washington, DC 20010

Re: Local 11, LLC t/a Local 11, 3418 11th Street, NW, Retailer's Class CT License – New Application.
License No. ABRA-082211, Case No. 82211-09/067P

Dear Mr. Gronning and Ms. Robertson:

You are hereby notified that the above-referenced application has been protested in a timely manner. The application will be held in a pending status and no action will be taken in this matter prior to a hearing on the protest issue(s). Further, the Alcoholic Beverage Control Board encourages the parties in the matter to meet in an effort to settle these issues if possible prior to the roll call hearing date. The protest issue(s) are that the establishment:

- adversely impacts on the peace, order and quiet in the neighborhood;
- adversely impacts on residential parking vehicular and pedestrian safety in the neighborhood;
- adversely impacts on real property values;
- contributes to the over concentration of liquor establishments in the neighborhood; and
- other:

All hearings and business are conducted in English. However, pursuant to the D.C. Language Access Act of 2004, if you, any corporate officer, or any testifying witnesses cannot readily understand or communicate verbal (spoken) or written English, you or your witnesses may contact the undersigned for a qualified translator and/or interpreter. This request must be made at least forty-eight (48) hours prior to the scheduled hearing.

Pursuant to the Americans with Disabilities Act, if any of the aforementioned parties are deaf or hearing impaired or blind or visually impaired, they may contact the undersigned for a qualified translator and/or interpreter. Again, this request must be made at least forty-eight (48) hours prior to the scheduled hearing.