

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

_____)	
In the Matter of:)	
)	
Canal Park Entertainment, LLC)	
t/a Park Tavern)	
)	
Holder of a)	License No. ABRA-089126
Retailer's Class CR License)	Order No. 2013-421
)	
at premises)	
202 M Street, S.E.)	
Washington, D.C. 20003)	
_____)	

Canal Park Entertainment, LLC, t/a Park Tavern (Licensee)

Andy Litsky, Chairperson, on behalf of Advisory Neighborhood Commission (ANC) 6D

BEFORE: Ruthanne Miller, Chairperson
Nick Alberti, Member
Donald Brooks, Member
Mike Silverstein, Member
Herman Jones, Member

ORDER ON AMENDMENT TO SETTLEMENT AGREEMENT

The official records of the Alcoholic Beverage Control Board (Board) reflect that Canal Park Entertainment, LLC, t/a Park Tavern, (Licensee), and ANC 6D entered into a Voluntary Agreement (Agreement), dated February 13, 2012, that governs the operation of the Licensee's establishment. This matter comes now before the Board to consider the Parties' Amendment to Settlement Agreement (Amendment), dated August 8, 2013, in accordance with D.C. Official Code § 25-446 (2001).

The Amendment has been reduced to writing and has been properly executed and filed with the Board. The Licensee and Chairperson Andy Litsky, on behalf of ANC 6D, are signatories to the Amendment.

Canal Park Entertainment, LLC
t/a Park Tavern
License No. ABRA-089126
Page 2

Accordingly, it is this 2nd day of October, 2013, **ORDERED** that:

1. The above-referenced Amendment to Settlement Agreement, dated August 8, 2013, 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 2 – The following sentence shall be modified to read as follows:
“There will be live and recorded music in the areas described above (provided however that there will be no amplified music in the roof top summer garden).”

The parties have agreed to this modification.

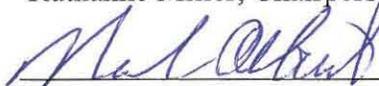
2. All terms and conditions of the original Agreement, not amended by the Amendment, shall remain in full force and effect; and
3. Copies of this Order shall be sent to the Licensee and ANC 6D.

Canal Park Entertainment, LLC
t/a Park Tavern
License No. ABRA-089126
Page 3

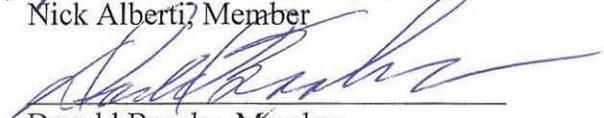
District of Columbia
Alcoholic Beverage Control Board



Ruthanne Miller, Chairperson



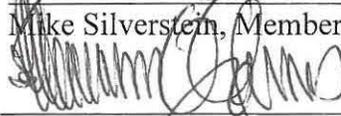
Nick Alberti, Member



Donald Brooks, Member



Mike Silverstein, Member



Herman Jones, Member

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

AMENDMENT TO VOLUNTARY/COOPERATIVE AGREEMENT
(NOW REFERRED TO AS SETTLEMENT AGREEMENT)

This Amendment made this ~~8th~~ ^{August} day of ~~July~~, 2013 to the Voluntary/Cooperative Agreement by and between Canal Park Entertainment, LLC t/a Park Tavern, 202 M street, S.E. Washington, D.C. and Advisory Neighborhood Commission 6D dated March 28, 2012 and approved by the ABC Board July 25, 2012.

Whereas, Canal Park Entertainment will use the roof top summer garden for various events, and

Whereas, the Voluntary/Cooperative Agreement needs to be amended to include the roof top summer garden and to add language to cover the use of the roof summer garden;

Now therefore, it is agreed as follows:

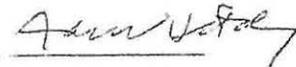
Section 2 is amended to read as follows:

Nature of Business. The applicant will manage and operate an Establishment with a total of 245 seats (130 inside, and 125 outside) with the outside area comprised of two spaces: a ground level summer garden with approximately 75 seats and a roof top summer garden with 50 seats. The roof top summer garden will be for events only. There will be live and recorded music in the areas described below (provided however that there will be no amplified music in the roof top summer garden)

All references in the Voluntary/Cooperative Agreement to Summer Garden shall be plural and any references to Sidewalk Café shall be eliminated.

Except as provided above, all other terms and conditions of the Voluntary/Cooperative Agreement remain the same and in force.

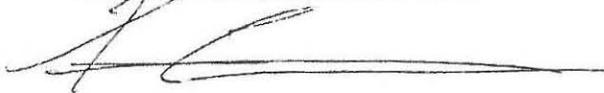
For the Advisory Neighborhood Commission



Dated:

8/1/13

For Canal Park Entertainment, LLC



Dated:

8/1/13

Canal Park Amendment to VA

★ ★ ★
ANC 6D

Near Southeast/Southwest
Advisory Neighborhood Commission 6D

1101 Fourth Street, SW
Suite W 130
Washington, DC 20024
202.554.1795
Email: office@anc6d.org
Website: www.anc6d.org

OFFICERS

Chairman
Andy Litsky
Vice Chairman
Ed Kaminski
Secretary
Donna Hopkins
Treasurer
Ron McBee

COMMISSIONERS

SMD 1 *Donna Hopkins*
SMD 2 *Ed Kaminski*
SMD 3 *Ron McBee*
SMD 4 *Andy Litsky*
SMD 5 *Roger Moffatt*
SMD 6 *Rhonda Hamilton*
SMD 7 *David Garber*

August 12, 2013

Ruthanne Miller, Chair
Alcoholic Beverage Control Board
2000 14th Street NW, Suite 400S
Washington, DC 20009

VIA E-MAIL: tesha.anderson@dc.gov

RE: ABRA-089126, Park Tavern, 202 M Street SE, Amendment to Voluntary Agreement Providing for a Roof Top Summer Garden and Eliminating the Sidewalk Café

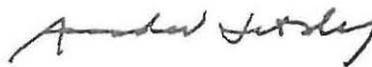
Dear Ms. Miller:

At its regularly called, properly noticed meeting on July 8, 2013, with a quorum present, Advisory Neighborhood Commission (ANC) 6D voted 7-0 to support an Amendment to the Voluntary Agreement for the above-referenced request.

For your review and approval, please find enclosed the Amendment to the Voluntary Agreement, which was executed by both parties.

Should you have any questions, please feel free to contact me or Susan Eads Role, ANC 6D's Executive Director.

Sincerely,



Andy Litsky
Chairman, ANC 6D
Southwest & Near SE