

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

_____ )	
<b>In the Matter of:</b> )	
)	
Madras Bar, LLC )	
t/a The Airedale )	
)	
Holder of a )	License No.: ABRA-100018
Retailer's Class CT License )	Order No.: 2016-702
)	
at premises )	
3605 14 <sup>th</sup> Street, N.W. )	
Washington, D.C. 20010 )	
_____ )	

Madras Bar, LLC, t/a The Airedale (Licensee)

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

**BEFORE:** Donovan Anderson, Chairperson  
Nick Alberti, Member  
Mike Silverstein, Member  
James Short, Member  
Mafara Hobson, Member  
Jake Perry, Member

**ORDER ON AMENDMENT TO SETTLEMENT AGREEMENT**

The official records of the Alcoholic Beverage Control Board (Board) reflect that Madras Bar, LLC, t/a The Airedale (Licensee), and ANC 1A have entered into a Settlement Agreement (Agreement), dated March 9, 2016, 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 November 9, 2016, 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 Kent C. Boese and Commissioner Rashida Brown, on behalf of ANC 1A, are signatories to the Amendment.

Accordingly, it is this 14th day of December, 2016, **ORDERED** that:

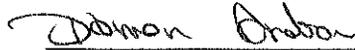
1. The above-referenced Amendment to Settlement Agreement, dated November 9, 2016, submitted by the Parties to govern the operations of the Licensee's establishment is **APPROVED** and **INCORPORATED** as part of this Order, except for the following modification:

Section 2 (Hours of Operation and Sales) – Last sentence, the following language shall be removed: “on special occasions.”

The parties have agreed to this modification.

2. All terms and conditions of the original Settlement Agreement, dated March 9, 2016, not amended by the Amendment, shall remain in full force and effect;
3. This Amendment to Settlement Agreement replaces and supersedes other previous Settlement Agreements and Amendments between the ANC 1A and a previous holder of a ABC license for this premises; and
4. Copies of this Order shall be sent to the Licensee and ANC 1A.

District of Columbia  
Alcoholic Beverage Control Board



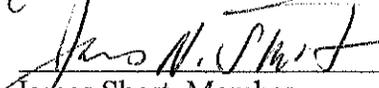
Donovan Anderson, Chairperson



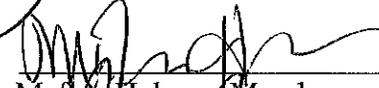
Nick Alberti, Member



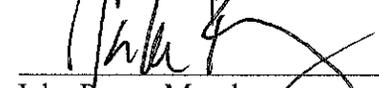
Mike Silverstein, Member



James Short, Member



Mafata Hobson, Member



Jake Perry, Member

Pursuant to D.C. Official Code § 25-433(d)(1), 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 14<sup>th</sup> 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, 430 E Street, N.W., Washington, D.C. 20001; (202/879-1010). However, the timely filing of a Motion for Reconsideration pursuant to 23 DCMR §1719.1 (2008) 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) (2004).



## ADVISORY NEIGHBORHOOD COMMISSION 1A

SMD 1A01 – Maryln L. Johnson  
SMD 1A04 – Matthew Goldschmidt  
SMD 1A07 – Darwain Frost  
SMD 1A10 – Rashida Brown

SMD 1A02 – Josue Salmeron  
SMD 1A05 – Christine Miller  
SMD 1A08 – Kent C. Boese  
SMD 1A11 – Dotti Love Wade

SMD 1A03 – Tom Gordon  
SMD 1A06 – Richard DuBeshler  
SMD 1A09 – Bobby Holmes  
SMD 1A12 – Margaret Hundley

### AMENDMENT TO VOLUNTARY AGREEMENT

THIS AMENDMENT TO THE VOLUNTARY AGREEMENT ("Agreement") is made on this Ninth day of November 2016 by and between Madras Bar, LLC t/a The Airedale ("Applicant") and Advisory Neighborhood Commission 1A ("Protestant") (collectively, the "Parties").

### WITNESSETH

WHEREAS, The Applicant is the current owner and operator of an ABC-licensed establishment located at 3605 14th Street, NW, Washington, DC; and

WHEREAS, ANC 1A and the Applicant entered into an Agreement dated the Ninth of March 2016; and

WHEREAS, It has come to the attention of ANC 1A that during the Applicant's license renewal process, the Applicant would like to significantly simplify its hours of operation.

NOW, THEREFORE, the parties agree as follows:

1. *Recitals Incorporated.* The recitals set forth above are incorporated herein by reference.
2. *Hours of Operation and Sales.* Paragraph 3, *Hours of Operations and Sales*, is amended to read:

*Hours of Operation and Sales.* The Applicant's hours of operation shall be as follows:

Monday through Sunday 8:00am - 3:00am

The Applicant's hours for selling and serving alcohol shall be as follows:

Monday through Sunday 8:00 am - 3:00 am

The Applicant's hours for live entertainment shall be as follows:

Sunday through Thursday 6:00 pm - 12:00 am  
Friday through Saturday 6:00 pm - 3:00 am

The Applicant's hours of operation for the outdoor Summer Garden shall be as follows:

Monday through Sunday 8:00 am - 12:00 am

Advisory Neighborhood Commission 1A  
3400 11th Street NW #200  
Washington, DC 20010

The Applicant's hours for selling and serving alcohol in the outdoor Summer Garden shall be as follows:

Monday through Sunday 8:00 am - 12:00 am

The Applicant's hours of operation for the Sidewalk Cafe shall be as follows:

Monday through Sunday 8:00 am - 12:00 am

The Applicant's hours for selling and serving alcohol in the Sidewalk Cafe shall be as follows:

Monday through Sunday 8:00 am - 12:00 am

On special occasions the Restaurant may stay open later if permissible by DC law or ABRA.

3. *Previous Agreements.* The Agreement is hereby amended to reflect the fact that it supersedes all previous Voluntary Agreements or Settlement Agreements between the Parties.
4. *Agreement Otherwise in Full Force and Effect.* Except as otherwise explicitly provided herein, the most recent Agreement shall remain in full force and effect and the Agreement and this Amendment shall constitute the agreement between the parties. The Agreement and Amendment may only be modified by written agreement of all the parties or their successors, or otherwise in accordance with law.

IN WITNESS WHEREOF, the parties have executed this Amendment as of the day and year first written above.

APPLICANT:

  
\_\_\_\_\_  
On Behalf of Madras Bar, LLC t/a The Airedale

PROTESTANT:

  
\_\_\_\_\_  
Keith C. Boese, Chairman, ANC 1A

  
\_\_\_\_\_  
Rashida Brown, Secretary, ANC 1A