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

2 (10:31 a.m.)

3 CHAIRPERSON ANDERSON: Everyone's here.
4 I'm sorry. I didn't realize that everyone was
5 here. We're now on the record.

6 Good morning, everyone. And, more
7 for, as Chairperson of the Alcoholic Beverage
8 Control Board from the District of Columbia in
9 accordance with D.C. Official Code Section 25-
10 764, the Open Meetings Act, I am welcoming you to
11 an emergency meeting of the Alcoholic Beverage
12 Central Board.

13 This meeting's being conducted
14 pursuant to guidance made available by the
15 District of Columbia, Office of Open Government,
16 regarding electronic meetings held by public
17 bodies during the public health emergency.

18 Pursuant to this guidance, notice of
19 today's meeting was provided 48 hours in advance
20 of the meeting on ABRA Website and on the
21 District's Central meeting calendar.

22 The notice includes a time, date,
23 agenda and a call-in or login information for
24 public participation.

25 This electronic meeting is being

1 hosted by a WebEx account provided by the
2 District of Columbia Government. Please address
3 any questions or complaints to the OOG at
4 opengovoffice@dc.gov.

5 My name is Donovan Anderson. I'm
6 chairman of the board. I would like to introduce
7 the other members of the ABC Board, who are also
8 participating electronically pursuant to Mayor's
9 Order 2020-054. Please respond when I announce
10 your name. Mr. James Short?

11 MEMBER SHORT: Mr. James Short,
12 present.

13 CHAIRPERSON ANDERSON: Mr. Bobby Cato?

14 MEMBER CATO: Bobby Cato, present.

15 CHAIRPERSON ANDERSON: Ms. Rafi
16 Crockett?

17 MEMBER CROCKETT: Rafi Crockett,
18 present.

19 CHAIRPERSON ANDERSON: Ms. Jeni
20 Hansen?

21 MEMBER HANSEN: Jeni Hansen, present.

22 CHAIRPERSON ANDERSON: Mr. Ed Grandis?

23 MEMBER GRANDIS: Ed Grandis, present.

24 CHAIRPERSON ANDERSON: The Board has
25 six members in attendance for the conduct of

1 business today and that constitutes a quorum.

2 Our first order of business today,
3 it's -- however, going to go to our legal agenda.
4 And, by way of background to explain the items on
5 the -- our Alcoholic Beverage Control Board's
6 legal agenda.

7 Please know that effective today,
8 October 1st, 2020, the Alcoholic Beverage
9 Regulation Administration has assumed regulatory
10 authority for the District's Medical Cannabis
11 Program. The Medical Cannabis Program's
12 transition from D.C. Health to our Board was
13 authorized by the fiscal year 2021 Budget Support
14 Emergency Amendment Act of 2020. Permanent
15 legislation is currently undergoing the legally
16 mandated 30-day Congressional review.

17 Today, the Alcoholic Beverage Control
18 Board is considering and voting on two emergency
19 rulemakings related to the Medical Cannabis
20 Program.

21 The first regulation increases the
22 number of vehicles that a dispensary may use to
23 deliver medical cannabis from one vehicle to
24 three vehicles and expands the permitted delivery
25 window to 9 a.m. to 9 p.m. daily.

1 The second emergency rulemaking
2 reduces the wait time for employees and managers
3 that have filed a complete application to start
4 working to ensure cultivation centers and
5 dispensaries can staff a faster to-meet patient
6 demand.

7 Please know that these two emergency
8 rulemakings are subject to Mayor's Order 2020-099
9 which was actually issued on September 30th,
10 granting rulemaking authority to the board. I
11 will now read each item.

12 The first item on our legal agenda is
13 the Review of the Delivery of Medical Cannabis
14 Notice of Third Emergency Rulemaking. I make a
15 motion that we approve this request. Is there a
16 second?

17 MEMBER SHORT: Mr. Short, I second.

18 CHAIRPERSON ANDERSON: Mr. Short, a
19 second motion. I will now take a roll call vote
20 on the motion that has been properly second by
21 Mr. Short. Mr. Short?

22 MEMBER SHORT: Mr. Short, I agree.

23 CHAIRPERSON ANDERSON: Mr. Cato?

24 MEMBER CATO: Bobby Cato, I agree.

25 CHAIRPERSON ANDERSON: Ms. Crockett?

1 MEMBER CROCKETT: Rafi Crockett, I
2 agree.

3 CHAIRPERSON ANDERSON: Ms. Hansen?

4 MEMBER HANSEN: Jeni Hansen, I agree.

5 CHAIRPERSON ANDERSON: Mr. Grandis?

6 MEMBER GRANDIS: Ed Grandis, I agree.

7 CHAIRPERSON ANDERSON: And Mr.

8 Anderson? I agree. The matter, therefore,
9 passes 6-0-0.

10 The second agenda item on our legal
11 agenda, it's a review of the Temporary
12 Registration Card Notice of Emergency Rulemaking.
13 I make a motion that we approve this request. Is
14 there a second?

15 MEMBER CROCKETT: Ms. Crockett
16 seconds.

17 CHAIRPERSON ANDERSON: Ms. Crockett
18 has seconded the motion. I will now have a roll
19 call to go through the motion that has been
20 properly second by Ms. Crockett. Mr. Short?

21 MEMBER SHORT: Mr. Short, I agree.

22 CHAIRPERSON ANDERSON: Mr. Cato?

23 MEMBER CATO: Bobby Cato, I agree.

24 CHAIRPERSON ANDERSON: Ms. Crockett?

25 MEMBER CROCKETT: Rafi Crockett, I

1 agree.

2 CHAIRPERSON ANDERSON: Ms. Hansen?

3 MEMBER HANSEN: Jeni Hansen, I agree.

4 CHAIRPERSON ANDERSON: Mr. Grandis?

5 MEMBER GRANDIS: Ed Grandis, I agree.

6 CHAIRPERSON ANDERSON: And Mr.

7 Anderson? I agree. The matter, therefore,

8 passes 6-0-0.

9 We now move to our licensing agenda.

10 The first matter on our licensing agenda, it's
11 the Review Application for Change of Hours to
12 open earlier inside premises and provide carry
13 out and delivery earlier. The request has been
14 made by Duffy's Irish Pub, License Number 111076.

15 I make a motion that we approve this
16 request. Is there a second?

17 MEMBER CATO: Bobby Cato seconds.

18 CHAIRPERSON ANDERSON: Mr. Cato and
19 Ms. Crockett have seconded the motion. We will
20 now have a roll call vote. Mr. Short?

21 MEMBER SHORT: Mr. Short, I agree.

22 CHAIRPERSON ANDERSON: Mr. Cato?

23 MEMBER CATO: Bobby Cato, I agree.

24 CHAIRPERSON ANDERSON: Ms. Crockett?

25 MEMBER CROCKETT: Rafi Crockett, I

1 agree.

2 CHAIRPERSON ANDERSON: Ms. Hansen?

3 MEMBER HANSEN: Jeni Hansen, I agree.

4 CHAIRPERSON ANDERSON: Mr. Grandis?

5 MEMBER GRANDIS: Ed Grandis, I agree.

6 CHAIRPERSON ANDERSON: Mr. Anderson?

7 I agree. The matter passes 6-0-0.

8 The next request is Review Application
9 for Change of Hours of Operation only. The
10 request has been made by SAFEWAY, License Number
11 097703. I make a motion that we approve this
12 request. Is there a second?

13 MEMBER CROCKETT: Ms. Crockett
14 seconds.

15 CHAIRPERSON ANDERSON: Ms. Crockett
16 has second the motion. We'll now have a roll
17 call vote on the motion? Mr. Short?

18 MEMBER SHORT: Mr. Short, I agree.

19 CHAIRPERSON ANDERSON: Mr. Cato?

20 MEMBER CATO: Bobby Cato, I agree.

21 CHAIRPERSON ANDERSON: Ms. Crockett?

22 MEMBER CROCKETT: Rafi Crockett, I

23 agree.

24 CHAIRPERSON ANDERSON: Ms. Hansen?

25 MEMBER HANSEN: Jeni Hansen, I agree.

1 CHAIRPERSON ANDERSON: Mr. Grandis?

2 MEMBER GRANDIS: Ed Grandis, I agree.

3 CHAIRPERSON ANDERSON: And Mr.

4 Anderson? I agree. The matter passes 6-0-0.

5 The next matter on our Licensing

6 Agenda is a Review Application to Change Hours of

7 Operation only. Again, this is for SAFEWAY,

8 License Number 097706. I make a motion that we

9 approve this request. Is there a second?

10 MEMBER SHORT: Mr. Short, I second.

11 CHAIRPERSON ANDERSON: Mr. Short has

12 seconded the motion. We will now have a roll

13 call vote on the motion that has been properly

14 seconded by Mr. Short. Mr. Short?

15 MEMBER SHORT: Mr. Short, I agree.

16 CHAIRPERSON ANDERSON: Mr. Cato?

17 MEMBER CATO: Bobby Cato, I agree.

18 CHAIRPERSON ANDERSON: Ms. Crockett?

19 MEMBER CROCKETT: Rafi Crockett, I

20 agree.

21 CHAIRPERSON ANDERSON: Ms. Hansen?

22 MEMBER HANSEN: Jeni Hansen, I agree.

23 CHAIRPERSON ANDERSON: Mr. Grandis?

24 MEMBER GRANDIS: Ed Grandis, I agree.

25 CHAIRPERSON ANDERSON: And Mr.

1 Anderson? I agree. The matter passes 6-0-0.

2 The next request is to Review
3 Application for Change of Hours to Operations
4 only. This is, again, by SAFEWAY, License Number
5 097700. I make a motion that we approve this
6 request. Is there a second?

7 MEMBER CROCKETT: Ms. Crockett
8 seconds.

9 CHAIRPERSON ANDERSON: Ms. Crockett
10 has seconded the motion. We will now have a roll
11 call vote on the motion that has been properly
12 seconded by Ms. Crockett. Mr. Short?

13 MEMBER SHORT: Mr. Short, I agree.

14 CHAIRPERSON ANDERSON: Mr. Cato?

15 MEMBER CATO: Bobby Cato, I agree.

16 CHAIRPERSON ANDERSON: Ms. Crockett?

17 MEMBER CROCKETT: Rafi Crockett, I
18 agree.

19 CHAIRPERSON ANDERSON: Ms. Hansen?

20 MEMBER HANSEN: Jeni Hansen, I agree.

21 CHAIRPERSON ANDERSON: Mr. Grandis?

22 MEMBER GRANDIS: Ed Grandis, I agree.

23 CHAIRPERSON ANDERSON: Mr. Anderson?

24 I agree. The matter passes 6-0-0.

25 The next matter on our licensing

1 agenda is the Review Application for Change of
2 Hours of Operation in alcoholic beverage sales.
3 The request is being made by WHOLE FOODS Market,
4 License Number 115987. I make a motion that we
5 approve this request. Is there a second?

6 MEMBER CROCKETT: Ms. Crockett
7 seconds.

8 CHAIRPERSON ANDERSON: Ms. Crockett
9 has seconded the motion. We'll now have a roll
10 call vote on the motion that has been properly
11 seconded by Ms. Crockett. Mr. Short?

12 MEMBER SHORT: Mr. Short, I agree.

13 CHAIRPERSON ANDERSON: Mr. Cato?

14 MEMBER CATO: Bobby Cato, I agree.

15 CHAIRPERSON ANDERSON: Ms. Crockett?

16 MEMBER CROCKETT: Rafi Crockett, I
17 agree.

18 CHAIRPERSON ANDERSON: Ms. Hansen?

19 MEMBER HANSEN: Jeni Hansen, I agree.

20 CHAIRPERSON ANDERSON: Mr. Grandis?

21 MEMBER GRANDIS: Ed Grandis, I agree.

22 CHAIRPERSON ANDERSON: Mr. Anderson?

23 I agree. The matter passes 6-0-0.

24 The next request is a Review
25 Application for Change of Hours of Operations

1 only inside and for sidewalk café and summer
2 garden inside. The request has been made by
3 WHOLE FOODS Market, License Number 115992.

4 I make a motion that we approve this
5 request. Is there a second?

6 MEMBER SHORT: Mr. Short, I second.

7 CHAIRPERSON ANDERSON: Mr. Short has
8 second the motion. We'll now have a rollcall
9 vote on the motion that has been properly
10 seconded by Mr. Short. Mr. Short?

11 MEMBER SHORT: Mr. Short, I agree.

12 CHAIRPERSON ANDERSON: Mr. Cato?

13 MEMBER CATO: Bobby Cato, I agree.

14 CHAIRPERSON ANDERSON: Ms. Wahabzadah,
15 I'm sorry Ms. Crockett?

16 MEMBER CROCKETT: Rafi Crockett, I
17 agree.

18 CHAIRPERSON ANDERSON: Ms. Hansen?

19 MEMBER HANSEN: Jeni Hansen, I agree.

20 CHAIRPERSON ANDERSON: Mr. Grandis?

21 MEMBER GRANDIS: Ed Grandis, I agree.

22 CHAIRPERSON ANDERSON: And Mr.

23 Anderson? I agree. The matter passes 6-0-0.

24 The next request is a Review

25 Application for Stipulated License of this letter

1 of ANC support for a new ABC license. The
2 request has been made by BREAD FURST, License
3 Number 117004. I make a motion that we approve
4 this request. Is there a second?

5 MEMBER CROCKETT: Ms. Crockett
6 seconds.

7 CHAIRPERSON ANDERSON: Ms. Crockett
8 has seconded the motion. We'll now have a roll
9 call vote on the motion that has been properly
10 seconded by Ms. Crockett. Mr. Short?

11 MEMBER SHORT: Mr. Short, I agree.

12 CHAIRPERSON ANDERSON: Mr. Cato?

13 MEMBER CATO: Bobby Cato, I agree.

14 CHAIRPERSON ANDERSON: Ms. Crockett?

15 MEMBER CROCKETT: Rafi Crockett, I
16 agree.

17 CHAIRPERSON ANDERSON: Ms. Hansen?

18 MEMBER HANSEN: Jeni Hansen, I agree.

19 CHAIRPERSON ANDERSON: Mr. Grandis?

20 MEMBER GRANDIS: Ed Grandis, I agree.

21 CHAIRPERSON ANDERSON: And Mr.

22 Anderson? I agree. The matter passes 6-0-0.

23 We now move to our Docket. And the
24 first request on our Docket is a request from
25 Pupatalla, License Number 025084. This is a

1 restaurant C, and it's a change of hours
2 application. I make a motion that we approve
3 this request. Is there a second?

4 MEMBER CROCKETT: Ms. Crockett
5 seconds.

6 CHAIRPERSON ANDERSON: Ms. Crockett
7 has seconded the motion. We'll now have a roll
8 call vote on the motion that has been properly
9 seconded by Ms. Crockett. Mr. Short?

10 MEMBER SHORT: Mr. Short, I agree.

11 CHAIRPERSON ANDERSON: Mr. Cato?

12 MEMBER CATO: Bobby Cato, I agree.

13 CHAIRPERSON ANDERSON: Ms. Crockett?

14 MEMBER CROCKETT: Rafi Crockett, I
15 agree.

16 CHAIRPERSON ANDERSON: Ms. Hansen?

17 MEMBER HANSEN: Jeni Hansen, I agree.

18 CHAIRPERSON ANDERSON: Mr. Grandis?

19 MEMBER GRANDIS: Ed Grandis, I agree.

20 CHAIRPERSON ANDERSON: And Mr.

21 Anderson? I agree. The matter passes 6-0-0.

22 The next request on our Docket is a
23 request made from 600 T, License number 100515.
24 This is a C Tavern. It's a summer garden
25 application with 28 seats. I make a motion that

1 we approve this request. Is there a second?

2 MEMBER GRANDIS: Ed Grandis, I second.

3 CHAIRPERSON ANDERSON: Mr. Grandis has
4 seconded the motion. We'll now have a roll call
5 vote on the motion that has been properly
6 seconded by Mr. Grandis. Mr. Short?

7 MEMBER SHORT: Mr. Short, I agree.

8 CHAIRPERSON ANDERSON: Mr. Cato?

9 MEMBER CATO: Bobby Cato, I agree.

10 CHAIRPERSON ANDERSON: Ms. Crockett?

11 MEMBER CROCKETT: Rafi Crockett, I
12 agree.

13 CHAIRPERSON ANDERSON: Ms. Hansen?

14 MEMBER HANSEN: Jeni Hansen, I agree.

15 CHAIRPERSON ANDERSON: Mr. Grandis?

16 MEMBER GRANDIS: Ed Grandis, I agree.

17 CHAIRPERSON ANDERSON: And Mr.

18 Anderson? I agree. The matter, therefore,
19 passes 6-0-0.

20 We now move to our Temporary and One-
21 Day Substantial Change Docket. There are the
22 requests on this docket for a one-day license,
23 Class G, from Rabih Makhoul, License Number
24 117271. This is a celebrity meet and greet from
25 October 2nd through October 4th, at this 3-day

1 event. I make a motion that we approve this
2 request. Is there a second?

3 MEMBER CROCKETT: Ms. Crockett
4 seconds.

5 CHAIRPERSON ANDERSON: Ms. Crockett
6 has seconded the motion. We'll now have a roll
7 call vote on the motion that's been properly
8 seconded by Ms. Crockett. Mr. Short?

9 MEMBER SHORT: Mr. Short, I agree.

10 CHAIRPERSON ANDERSON: Mr. Cato?

11 MEMBER CATO: Bobby Cato, I agree.

12 CHAIRPERSON ANDERSON: Ms. Crockett?

13 MEMBER CROCKETT: Rafi Crockett, I
14 agree.

15 CHAIRPERSON ANDERSON: Ms. Hansen?

16 MEMBER HANSEN: Jeni Hansen, I agree.

17 CHAIRPERSON ANDERSON: Mr. Grandis?

18 MEMBER GRANDIS: Ed Grandis, I agree.

19 CHAIRPERSON ANDERSON: Mr. Anderson?

20 I agree. The matter passes 6-0-0.

21 The board has now come to its -- the
22 end of its schedule agenda items for the day.
23 And, if there's no other questions or concerns, I
24 will formally close the meeting. Are there any
25 questions or concerns before I close the meeting?

1 Hearing none, all right.

2 As Chairperson of the Alcoholic
3 Beverage Control Board for the District of
4 Columbia and in accordance with Title 3, Chapter
5 4 of 5, Office of Open Government, I move that
6 ABC Board hold a closed meeting on October 7th,
7 2020 for the purpose of discussing inherent
8 reports on certain ongoing or planned
9 investigations off alleged criminal or civil
10 misconduct or violations of law or regulations
11 and seek in legal advice from our legal counsel
12 on the Board's investigative agenda, legal agenda
13 and licensing agenda for October 7th, 2020 as
14 published in the D.C. Register on October 2nd,
15 2020. Is there a second?

16 MEMBER SHORT: Mr. Short, I second.

17 CHAIRPERSON ANDERSON: Mr. Short has
18 seconded the motion. I will now take a roll call
19 vote going through the motion which has been
20 properly seconded by Mr. Short. Mr. Short?

21 MEMBER SHORT: Mr. Short, I agree.

22 CHAIRPERSON ANDERSON: Mr. Cato?

23 MEMBER CATO: Bobby Cato, I agree.

24 CHAIRPERSON ANDERSON: Ms. Crockett?

25 MEMBER CROCKETT: Rafi Crockett, I

1 agree.

2 CHAIRPERSON ANDERSON: Ms. Hansen?

3 MEMBER HANSEN: Jeni Hansen, I agree.

4 CHAIRPERSON ANDERSON: Mr. Grandis?

5 MEMBER GRANDIS: Ed Grandis, I agree.

6 CHAIRPERSON ANDERSON: Mr. Anderson?

7 I agree.

8 As it appears that the motion has
9 passed 6-0, I, hereby, give notice that ABC Board
10 will hold this aforementioned closed meeting.
11 Pursuant to the Open Meetings Act, notice will
12 also be posted on the ABC Board hearing room
13 bulletin board placed on the electronic calendar
14 on ABRA's website and published in the D.C.
15 Register in as timely manner as practical.

16 We are formerly adjourned for the day.
17 I want to thank you for your participation today,
18 and I will see you next week, Wednesday. Have a
19 great week. Thank you very much.

20 (Whereupon, the above-entitled matter
21 went off the record at 10:48 a.m.)

22

23

24

25

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In the matter of: Agenda Hearing

Before: DCABRA

Date: 10-01-20

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