

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

**In the Matter of:** )  
 )  
BJ Enterprises Inc. )  
t/a JP's )  
 )  
Application to Renew a ) License No. 8511  
Retailer's Class CN License ) Order No. 2008-057  
 )  
For its premises at )  
2412 Wisconsin Ave., N.W. )  
Washington, D.C. )  
 )

Michael J. Papanicolas, on behalf of the Applicant, BJ Enterprises, Inc. t/a JP's

Melissa J. Lane, Chairperson, Advisory Neighborhood Commission 3B

**BEFORE:** Peter B. Feather, Chairperson  
Judy A. Moy, Member  
Albert G. Lauber, Member  
Mital M. Gandhi, Member

**ORDER ON VOLUNTARY AGREEMENT**

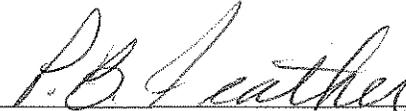
The official records of the Alcoholic Control Board (Board) reflect that Michael J. Papanicolas, on behalf of the Applicant, BJ Enterprises, Inc. t/a JP's and Melissa J. Lane, Chairperson, Advisory Neighborhood Commission (ANC) 3B, (collectively, the Parties) have entered into a Voluntary Agreement (Agreement) dated December 24, 2007 setting forth the terms and conditions by which the Applicant will operate its establishment. The Agreement has been reduced to writing and has been properly executed and filed with the Board. Both Michael J. Papanicolas and Melissa J. Lane are signatories to the Agreement.

**BJ Enterprises, Inc.**  
**t/a JP's**  
**License No. 8511**  
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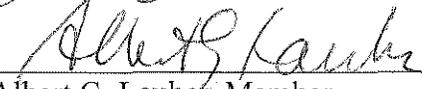
Accordingly, it is this 9th day of January 2008, **ORDERED** that:

1. The above-referenced Voluntary Agreement supersedes and replaces the prior Voluntary Agreement dated February 19, 2001, and is **INCORPORATED** as part of this Order; and
2. The Application of BJ Enterprises, Inc. t/a JP's 2412 Wisconsin Ave., N.W., Washington, D.C., to renew its Retailer's Class CN License is **APPROVED**;
3. Copies of this Order shall be sent to the Applicant and ANC 3B.

District of Columbia  
Alcoholic Beverage Control Board

  
Peter B. Feather, Chairperson

  
Judy A. Moy, Member

  
Albert G. Lauber, Member

  
Mital M. Gandhi, Member

Pursuant to 23 DCMR § 1719.1 (April 2004), 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, 941 North Capitol Street, N.E., Suite 7200, Washington, D.C. 20002.

GOVERNMENT OF THE DISTRICT OF COLUMBIA  
ADVISORY NEIGHBORHOOD COMMISSION 3B  
GLOVER PARK AND CATHEDRAL HEIGHTS



Resolution with Regard to the Renewal Application  
of Alcoholic Beverage Regulation Administration (ABRA)  
License Number 8511: B J Enterprises, Inc., t/a  
JP's

**Commissioner Blevins Introduced the Following Resolution:**

*Whereas*, at the December 4<sup>th</sup>, 2007 public meeting of Advisory Neighborhood Commission 3B, B J Enterprises, Inc., t/a J P's (hereafter "JP's") located at 2412 Wisconsin Avenue, N.W., in the District of Columbia, approached and requested the consent of Advisory Neighborhood Commission 3B (hereafter "ANC 3B"), Government of the District of Columbia, for the renewal of their liquor license with the Alcoholic Beverage Regulation Administration (ABRA);

*Whereas*, JP's has displayed within their storefront windows the required red-poster placard providing public notice of the company's intent to renew their liquor license application, as required by ABRA. Therefore, the public has duly been notified and given the opportunity to express their consent or objection to this application at the December 4<sup>th</sup>, 2007 public meeting of ANC 3B, where there were public statements in support and opposition to this liquor license renewal;

*Whereas*, ANC 3B has received a significant number of letters in opposition to the renewal of JP's liquor license, questioning the establishments appropriateness in the Glover Park residential neighborhood present day;

*Whereas*, JP's has an existing Voluntary Agreement (VA) with ANC 3B agreeing to specific terms as set forth within the agreement in consideration for ANC 3B not opposing its liquor license renewal. ANC 3B hereby requests to revise and enter into a new VA in consideration for not opposing JP's liquor license;

*Therefore Be it Resolved*: Advisory Neighborhood Commission 3B withholds its support but does not object to renewing JP's ABRA License Number 8511, as JP's and ANC3B have amicably entered into and executed a new VA thereby, replacing the existing VA of February 19<sup>th</sup>, 2001 currently on file with ABRA.

**The Resolution was Properly Seconded and Passed (3-1).**

Ayes:

Commissioner Blevins  
Commissioner Fiorillo  
Commissioner Kreitzman

Nays:

Commissioner Cohen

Absent:

Commissioner Lane

Melissa J. Lane, Chair

Kathleen W. Fiorillo, Secretary

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3B01  
N. GLOVER PARK  
KATHLEEN W. FIORILLO

3B02  
E. GLOVER PARK  
ALAN BLEVINS

3B03  
W. GLOVER PARK  
MELISSA J. LANE

3B04  
CATHEDRAL HEIGHTS  
HORACE KREITZMAN

3B05  
S. GLOVER PARK  
BRIAN A. COHEN

## VOLUNTARY AGREEMENT

This is an agreement between BJ Enterprises, Inc. trading as JP's (hereinafter "JP's" or "Applicant") holder of a Class CN alcoholic beverage license for its premises at 2412 Wisconsin Avenue, N.W., and Advisory Neighborhood Commission 3B (hereafter "ANC 3B"). This agreement supersedes and replaces the prior Voluntary Agreement dated February 19<sup>th</sup>, 2001.

JP's and ANC 3B wish to amicably agree to the following terms listed hereafter which might otherwise cause ANC 3B to file a Protest against JP's pending application to the Alcoholic Beverage Control Board for renewal of its Class CN license (Application No. 8511). It is therefore agreed between JP's and ANC 3B:

1. In consideration for JP's acceptance of this Voluntary Agreement, ANC 3B will not oppose the Alcoholic Beverage Control Board's granting the renewal of JP's liquor license.
2. JP's will operate the licensed premises in the following manner:
  - a. From 7 p.m. to closing each day the establishment shall employ a security person who will be permanently stationed at the front door of the premises. From 9p.m. to closing the establishment shall employ a second security personnel stationed at the rear door. The primary responsibility of the security personnel shall be to assist in the maintenance of peace and good order in the premises and adherence to all the requirements of the statutes, regulations, and license conditions.
  - b. On each day, from 9 p.m. to closing, an employee of JP's will periodically patrol the sidewalk in front, rear and side sections, of its premises.

- c. JP's will exert every reasonable effort (within the limits of its authority) to prevent its patrons and/or employees from:
    - i. Loitering outside its front and rear premises
    - ii. Engaging in rowdy or noisy behavior, vandalism or the harassment of other persons outside of the establishment
    - iii. Operating motorcycles in an unnecessarily noisy manner
  - d. JP's will not display any words, advertisement, notice, picture, or drawing of any kind (except the name "JP's Nite Club" and "A Gentlemen's Club") in addition to any signs required by law on the exterior walls, doors, or roof of its premises which indicate the type of entertainment offered within.
  - e. JP's will not serve alcoholic beverages to any person who appears intoxicated or who is known or likely to become disorderly when intoxicated.
2. If JP's allows any other establishment to share in the use of facilities or services for the storage and collection of trash, waste, or recyclables, it will require, and exert all reasonable effort to assure, the employees of such other establishment(s) utilize those facilities or services in an orderly, safe, and sanitary manner.
3. JP's will adhere fully to all applicable laws and regulations of the District of Columbia concerning the proper storage and collection of trash, refuse and recyclables and will take the necessary measures to assure its trash and refuse are collected no less frequently than 5 time per week, and its recyclables are collected no less frequently than 5 times per week, ensuring its trash and refuse are separated from its recyclables and contained within separate containers and properly, stored, labeled and enclosed.

4. JP's will maintain and keep clean the establishment's front public easement (i.e. the sidewalk) and any trees, including the tree box, for which, JP's will become responsible for watering, periodic fertilization and general well being of any tree(s).
5. JP's will install and maintain bright exterior lighting in the rear and side sections of its premises and will keep at all times, the gate between its premises and 2408 Wisconsin Avenue, N.W. closed and locked, except when required to be open for trash, refuse and recycling collection.
6. JP's will at all times keep its front door closed, except from the normal ingress and egress of its patrons, and make all efforts to contain within its establishment any and all venue noise, patrons noise, etc. emanating from its property to unlawful decibel levels detectable from within its establishment.
7. JP's will provide and maintain smoker's repository containers for its smoking-patrons, outside (front and rear) of its establishment during hours when the establishment is open, and encourage its smoking patrons to the rear patio of its premises. Additionally, JP's will collect, sweep and maintain the sidewalk's easement on a daily basis so as to keep the sidewalk free of debris and/or cigarette butts. Additionally, JP's will keep clean, sweep and maintain the establishment's rear section, in a similar manner to its fore.

The provisions of this Agreement shall become a part of the conditions of JP's liquor license and shall remain in force upon renewal or transfer of said license. Violations of this Agreement by JP's shall provide just cause for the Alcoholic Beverage Control Board to issue an order requiring JP's to show cause why its license should not be suspended or revoked.

Hereby agreed to:

**For the Applicant:**



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Date 12/20/07

Michael J. Papanicolas  
Duly authorized officer of  
BJ Enterprises, Inc.  
t/a JP's

**For the Commission:**



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Date 12/24/07

Melissa J. Lane, Chair  
Advisory Neighborhood Commission 3B