

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

**In the Matter of:**

Jandara, Inc.  
t/a Jandara

Application to Renew the  
Retailer's Class CR License  
at premises  
4237 Wisconsin Ave., N.W.  
Washington, D.C. 20016

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)  
)  
)  
) License No. 26494  
) Order No. 2007-0090  
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)  
)

Jandara, Inc., t/a Jandara, the Applicant.

Catherine J. Wiss, Chairperson, Advisory Neighborhood Commission 3F

**BEFORE:** Peter B. Feather, Chairperson  
Vera M. Abbott, Member  
Judy A. Moy, Member  
Audrey E. Thompson, Member  
Albert G. Lauber, Member  
Mital M. Gandhi, Member

**ORDER ON VOLUNTARY AGREEMENT**

The official records of the Alcoholic Control Board (Board) reflect that Prayong Wuttipawai, on behalf of the Applicant and Catherine J. Wiss, Chairperson of Advisory Neighborhood Commission (ANC) 3F (collectively, the Parties) have entered into a Voluntary Agreement (Agreement) dated June 18, 2007 setting forth the terms and conditions by which the Applicant would operate their establishment. The Agreement has been reduced to writing and has been properly executed and filed with the Board. Both Parties are signatories to the Agreement.

**Jandara, Inc.**  
**t/a Jandara**  
**License No. 26494**  
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Accordingly, it is this 10th day of October 2007, **ORDERED** that:

1. The above-referenced Voluntary Agreement is **INCORPORATED** as part of this Order; and
2. The Application of Jandara, Inc. t/a , Jandara, 4237 Wisconsin Ave., N.W., Washington, D.C. 20016, for renewal of its Retailer's Class CR License is **APPROVED**;
3. Copies of this Order shall be sent to the Applicant and ANC 3F.

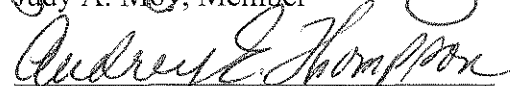
Jandara, Inc.  
t/a Jandara  
License No. 26494  
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District of Columbia  
Alcoholic Beverage Control Board

  
Peter B. Feather, Chairperson

  
Vera M. Abbott, Member

  
Judy A. Moy, Member

  
Audrey E. Thompson, Member

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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.

## VOLUNTARY AGREEMENT

Made this 18th day of June 2007 by and between Jandara, Inc., t/a Jandara (the Applicant) and Advisory Neighborhood Commission 3F, North Cleveland Park, Forest Hills, and Tenleytown (the ANC).

WHEREAS, pending before the District of Columbia Alcoholic Beverage Control Board, is the Applicant's application for a Retailer's Class "CR" liquor license for its premises at 4237 Wisconsin Avenue, N.W., License #26494, Application #7970; and

WHEREAS, both Applicant and the ANC ("the parties") desire to enter into an agreement commemorating certain understandings regarding Applicant's operating plans;

NOW, THEREFORE, in consideration of the premises above recited, and the mutual covenants and promises set forth below, the parties agree as follows:

1. Applicant shall operate a *bona fide* restaurant on its premises.
2. The restaurant shall have a maximum of 90 seats for the exclusive use of dining patrons, including up to 6 seats at the bar.
3. Applicant's hours of operation will be 11:30 a.m. to 10:30 p.m., Sunday through Thursday, and 11:30 a.m. to 11:00 p.m., Friday and Saturday.
4. Alcoholic beverages will be served primarily in conjunction with full meal service. Applicant shall offer food service to its patrons at all times it is open. At no time shall a patron be able to purchase an alcoholic beverage from the Applicant and not be able to purchase food from the Applicant.
5. Applicant plans to offer take-out and delivery food service, but Applicant will not provide alcoholic beverages on a take-out or delivery basis.
6. Applicant shall present no form of live entertainment and no form of recorded music other than soft background music for dining.
7. Applicant shall permit no form of dancing.
8. Applicant shall not install or utilize any juke boxes or equipment for video games. Applicant may install equipment for the showing of videos, to be limited to one (1) screen no larger than 20" for the showing of sports programming at the bar and one (1) screen no larger than 32" in the restaurant for the showing of cultural videos of Thailand.
9. Applicant will post no signs advertising liquor sales, happy hours, or the like.
10. Applicant shall comply with all aspects of the Civil Infractions Act and the Litter Control Administration Act. Applicant shall ensure that its trash is removed in a timely manner. Applicant shall ensure that trash receptacles remain closed and free of vermin at all times.

Applicant will limit noise after closing when disposing of trash and bottles in the receptacles.

11. Applicant shall maintain its ventilating system in proper working order at all times and shall immediately address any neighborhood concerns regarding odors.
12. Applicant shall be responsible for maintaining the public space bordering the restaurant.
13. Applicant shall comply with Section 5(d)(3) of the D.C. Noise Control Act as it pertains to businesses and ensure that noise from all mechanical equipment (air-conditioning, refrigerator, heat pump, fan, or other mechanical equipment regardless of location) shall be prohibited in excess of sixty (60) dB when measured at the property line or as close to the property line as practical if there is an obstruction.
14. An ABC licensed manager, conversant with all aspects of this agreement, shall be on site at Applicant's premises during all hours of operation.
15. Any and all contemplated changes to Applicant's operation, as set forth herein or otherwise, will be brought to the attention of the ANC prior to implementation and will be implemented only after ANC approval, and when required by rules and regulations, ABC Board approval.
16. In consideration of and in reliance upon the commitments reflected in paragraphs 1-15 above, the ANC will advise the ABC Board that it does not oppose Applicant's pending application for Retailer's Class "CR" license.
17. The parties further agree that any failure of Applicant to adhere to the foregoing commitments would constitute grounds for the ANC to petition the ABC Board for issuance of an order to show cause to gain the Applicant's compliance with the terms of this Agreement.

IN WITNESS WHEREOF, the parties have affixed hereunto their hands and seals on the year and day first above written

APPLICANT, JANDARA, INC.

By (signature): 

Name and Title (print): PRAYONG NUTTIAPANONT

ADVISORY NEIGHBORHOOD COMMISSION 3F

By (signature): 

Name and Title (print): Catherine J. Wiss, Chair

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

<u>In the Matter of:</u>	)	
	)	
Jandara, Inc.	)	
t/a Jandara Restaurant	)	
	)	
Application for a Retailer's Class	)	Application no. 7970
CR License (renewal)	)	2002-207
at premises	)	
4237 Wisconsin Avenue, N.W.	)	
Washington, D.C.	)	
	)	

Catherine J. Wiss, Chairperson, on behalf of the Advisory Neighborhood Commission 3F

**BEFORE:** Roderic L. Woodson, Esquire, Chair  
Vera Abbott, Member  
Charles Burger, Member  
Laurie Collins, Member  
Judy Moy, Member  
Ellen Opper-Weiner, Esquire, Member  
Audrey Thompson, Member

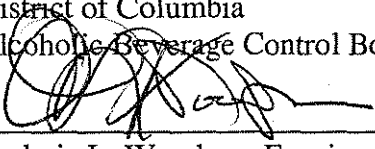
**ORDER ON VOLUNTARY AGREEMENT**


This matter came before the Board for approval on July 10, 2002. The signatories to the attached voluntary agreement dated June 21, 2002, submitted the agreement to the Board in accordance with 23 DCMR Section 1513 (June 1997).

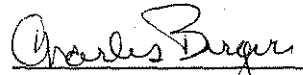
Having determined that the agreement complies with all applicable laws and regulations and the applicant qualifies for licensure, the Board does hereby this 24 day of July 2002, **APPROVE** the license application conditioned on the applicant's compliance with the terms of the voluntary agreement and **INCORPORATE** the text of the same into the Order.

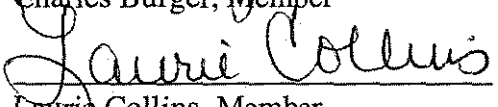
Jandara, Inc.  
t/a Jandara Restaurant  
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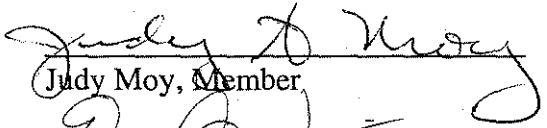
District of Columbia  
Alcoholic Beverage Control Board

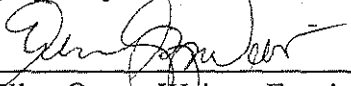
  
Roderic L. Woodson, Esquire, Chair

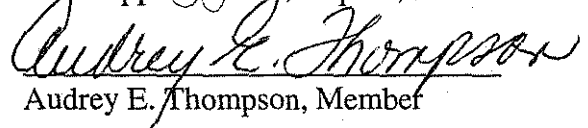
  
Vera Abbott, Member

  
Charles Burger, Member

  
Laurie Collins, Member

  
Judy Moy, Member


  
Ellen Opper-Weiner, Esquire, Member

  
Audrey E. Thompson, Member





District of Columbia  
Alcoholic Beverage Control Board

  
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Roderic L. Woodson, Esquire, Chair

  
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Vera Abbott, Member

  
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Charles Burger, Member

  
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Judy Moy, Member

  
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Ellen Opper-Weiner, Esquire, Member

  
\_\_\_\_\_

Audrey E. Thompson, Member

VOLUNTARY AGREEMENT

Made this 21 day of June 2002 by and between <sup>Jandara (AW?)</sup> ~~S&F Associates, Inc.~~, t/a Jandara, 4237 Wisconsin Avenue, N.W. (the Applicant) and Advisory Neighborhood Commission 3F, North Cleveland Park and Forest Hills (the ANC).

WHEREAS, pending before the District of Columbia Alcoholic Beverage Control Board (ABC), is the Applicant's application to renew a Class CR license for its premises at 4400 Connecticut Avenue. NW, ABC application # 7970; and

WHEREAS, the parties desire to enter into an agreement commemorating certain understandings regarding Applicant's operating plans;

NOW, THEREFORE, in consideration of the premises above recited, and the mutual covenants and promises set forth below, the parties agree as follows:

1. Applicant shall operate a *bona fide* restaurant on its premises.
2. The restaurant shall have a maximum of 90 seats for the exclusive use of dining patrons. Alcoholic beverages will be served primarily in conjunction with full meal service.
3. The bar/lounge area will have a maximum of 6 seats for the primary use of patrons waiting for dining service.
4. The Applicant's hours of operation shall be  
11:30am to 10:30pm, Monday through Thursday;  
11:30am to 11:00pm, Friday and Saturday; and  
11:30am to 10:30pm, Sunday.
5. Applicant shall admit no patrons to its premises after the hour of  
10:30pm, Monday through Thursday;  
11:00pm, Friday and Saturday; and  
10:30pm, Sunday.
6. Applicant shall present no form of live entertainment and no form of recorded music other than soft background music for dining.
7. Applicant shall permit no form of dancing.

8. Applicant shall not install or utilize any equipment for the showing of videos; juke boxes; or video games.
9. Applicant shall comply with all aspects of the Civil Infractions Act and the Litter Control Administration Act. Applicant shall make every effort to keep the establishment's immediate surroundings litter-free. Any alleged violations left uncorrected may be referred by the ANC to the appropriate agency.
10. Applicant will care for the public spaces that border the restaurant on Wisconsin Avenue, including provision of suitable plantings, such as bulbs and grass or perennial plants.
11. An ABC licensed manager, conversant with all aspects of this agreement, shall be on site at Applicant's premises during all hours of operation.
12. Any and all contemplated changes to Applicant's operation that would conflict with this voluntary agreement will be brought to the attention of the ANC prior to implementation and will be implemented only after ANC approval, and when required by rules and regulations, ABC Board approval.
13. In consideration of and in reliance upon the commitments reflected in paragraphs 1-12 preceding, the ANC will advise the ABC Board that it has no objection to Applicant's pending license application.
14. The parties further agree that any failure of Applicant to adhere to the foregoing commitments would constitute grounds for the ANC to petition the ABC Board for issuance of an order to show cause pursuant to 23 DCMR 1513.5, to gain the Applicant's compliance with the terms of this Agreement.

IN WITNESS WHEREOF, the parties have affixed hereunto their hands and seals on the year and day first above written

APPLICANT, S&F ASSOCIATES, INC., T/A JANDARA

By: \_\_\_\_\_

*[Handwritten Signature]*  
*Manager*

(Signature and Title)

ADVISORY NEIGHBORHOOD COMMISSION 3F

By: \_\_\_\_\_

*Catherine J. Miss, Chair*

(Signature and Title)

7970

**AGREEMENT**

Made this 31 day of MAY 2000 by and between S&F Associates, Inc. t/a Jandara, 4237-39 Wisconsin Ave. NW (the Applicant) and Advisory Neighborhood Commission 3F, North Cleveland Park and Forest Hills (the ANC).

**WITNESSETH**

WHEREAS, pending before the District of Columbia Alcoholic Beverage Control Board (ABC), is the Applicant's application for a renewal of a Class CR license for its premises at 4237-39 Wisconsin Avenue, NW, ABC application # 7960; and

WHEREAS, the parties desire to enter into an agreement commemorating certain understandings regarding Applicant's operating plans;

NOW, THEREFORE, in consideration of the premises above recited, and the mutual covenants and promises set forth below, the parties agree as follows:

1. Applicant shall operate a *bona fide* restaurant on its premises.
2. The restaurant shall have a maximum of 90 seats for the exclusive use of dining patrons. Alcoholic beverages will be served primarily in conjunction with full meal service.
3. The bar/lounge area will have a maximum of 6 seats for the primary use of patrons waiting for dining service.
4. The Applicant's hours of operation shall be  
11.30<sup>A</sup> - 10.30<sup>P</sup>, Monday through Thursday;  
11.30<sup>A</sup> - 11.00<sup>P</sup>, Friday and Saturday; and  
11.30<sup>A</sup> - 10.30, Sunday.
5. Applicant shall admit no patrons to its premises after the hour of  
10.30<sup>P</sup>, Monday through Thursday;  
11.00<sup>P</sup>, Friday and Saturday; and  
10.30<sup>P</sup>, Sunday.
6. Applicant shall present no form of live entertainment and no form of recorded music other than soft background music for dining.
7. Applicant shall permit no form of dancing.
8. Applicant shall not install or utilize: any equipment for the showing of videos; juke boxes; or video games.

9. Applicant shall comply with all aspects of the Civil Infractions Act and the Litter Control Administration Act. Any alleged violations left uncorrected may be referred by the ANC to the appropriate agency.
10. An ABC licensed manager conversant with all aspects of this agreement shall be on site at Applicant's premises during all hours of operation.
11. Any and all contemplated changes to Applicant's operation, as set forth herein, will be brought to the attention of the ANC prior to implementation and will be implemented only after ANC approval, and when required by rules and regulations, ABC Board approval.
12. In consideration of, and in reliance upon, the commitments reflected in paragraphs 1-11 preceding, the ANC will advise the ABC Board that it has no objection to Applicant's pending license renewal.
13. The parties further agree that any failure of Applicant to adhere to the foregoing commitments would constitute grounds for the ANC to petition the ABC Board for issuance of an order to show cause pursuant to 23 DCMR 1513.5, to gain the Applicant's compliance with the terms of this Agreement.

IN WITNESS WHEREOF, the parties have affixed hereunto their hands and seals on the years and day first above written

BY: Tony Tognini  
Applicant

BY: N/A  
Applicant

BY: David J. Bush  
ANC 3F, Chair

2002-7-10-004

# ANC 3F



## Advisory Neighborhood Commission 3F NORTH CLEVELAND PARK / FOREST HILLS

- 3F01 - Phil Kogan
- 3F02 - Karen L. Perry
- 3F03 - Robert V. Maudlin
- 3F04 - David J. Bardin
- 3F05 - Doug Mitchell
- 3F06 - Cathy Wiss
- 3F07 - Todd Strauss

June 30, 2002

2002 JUL 10 PM 1 29

Sent Via Fax and Mail

Mr. Roderick Woodson, Chairman  
 Alcoholic Beverage Regulation Administration  
 Room 7200  
 941 North Capitol Street, NE  
 Washington, D.C. 20002

Re: Application No.7970, "CR" License  
 Jandara Inc., t/a Jandara Restaurant

Dear Mr. Woodson:

At a duly noticed public meeting on June 17, 2002, Advisory Neighborhood Commission 3F voted 7-0-0, with a quorum present, not to object to the issuance of a new Class "CR" license for Jandara Restaurant, at premises of 4237 Wisconsin Avenue, N.W., Washington, D.C., on the basis of the attached voluntary agreement signed by Jandara and ANC 3F. I understand the name of the restaurant has been amended from "S&F Associates, Inc., t/a Jandara".

Sincerely,

*Catherine J. Wiss*  
 Catherine J. Wiss  
 Chair

Attachment