

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

<u>In the Matter of:</u>)		
)		
La Libertad Restaurant, Inc.)		
t/a La Libertad Restaurant)		
)		
Application for a Retailer's Class CR)	License no.:	70773
License – Substantial Change)	Application no.:	35779
at premises)	Order no.:	2006-133
4622 14 th Street, N.W.)		
Washington, D.C.)		
)		

Joseph Martin, Chairman, on behalf of Advisory Neighborhood Commission 4C, and
Maria-R-E-De-Cruz, on behalf of La Libertad Restaurant, Inc., Signatories

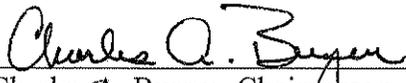
BEFORE: Charles A. Burger, Chairperson
Vera M. Abbott, Member
Judy A. Moy, Member
Audrey E. Thompson, Member
Peter B. Feather, Member
Albert G. Lauber, Member
Eartha Isaac, Member

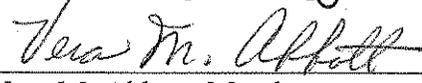
ORDER ON VOLUNTARY AGREEMENT

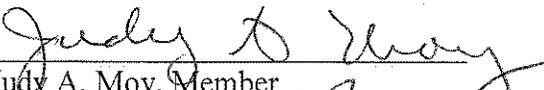
The official records of the Alcoholic Beverage Control Board (“Board”) reflect that Joseph Martin, Chairman, on behalf of Advisory Neighborhood Commission 4C, and Maria-R-E-De-Cruz, on behalf of La Libertad Restaurant, Inc., have reached a voluntary agreement, dated June 8, 2006, which has been reduced to writing and has been properly executed and filed with the Board. The Board is approving the agreement with the following change. The Board is amending provision 4 to read: “4. The Applicant shall make reasonable efforts to prevent loitering outside of the establishment.” Having determined that the June 8, 2006 agreement complies with all applicable laws and regulations, the Board does hereby, this 12th day of July, **APPROVE** the agreement and **INCORPORATE** the text of the same into this Order. Copies of this Order shall be sent to the Signatories to the agreement.

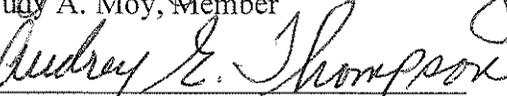
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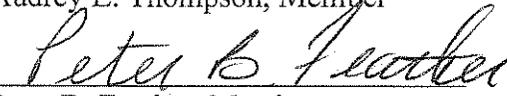
District of Columbia
Alcoholic Beverage Control Board

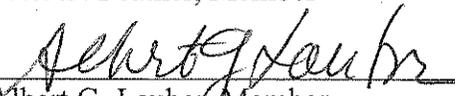

Charles A. Burger, Chairperson

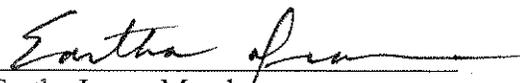

Vera M. Abbott, Member


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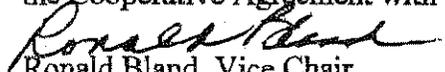
Pursuant to 23 DCMR § 1719.1 (April 2004), any party adversely affected may file a Motion for Reconsideration of this decision within ten (10) days of service of this Order with the Alcoholic Beverage Regulation Administration, 941 North Capitol Street, N.E., Suite 7200, Washington, D.C. 20002.

June 13, 2006

Cynthia Simms
Community Resource Officer
Alcoholic Beverage Regulation Administration

Ms. Simms:

The attached Cooperative Agreement with La Libertad Restaurant, Inc., 4622 14th Street, NW, License Number 70773 is self explanatory. ANC4C voted this date to rescind the opposition to the establishment's petition for an entertainment endorsement. Please place the Cooperative Agreement with the hearing file for La Libertad Restaurant. Thank you.


Ronald Bland, Vice Chair
Commissioner, ANC4C/SMD4C03

June 8, 2006

Cooperative Agreement

Whereas, La Libertad Restaurant, Inc., 4622 14th Street, NW, Retailer Class "C" Restaurant, License Number 70773 has applied to the Alcoholic Beverage Regulation Administration (ABRA) for an entertainment endorsement pursuant to Title 25, Section 25-404, DC Code.

Whereas, the Advisory Neighborhood Commission 4C has submitted a resolution to protest the entertainment endorsement of La Libertad Restaurant, Inc., Retailer "Class C".

Whereas, the parties have discussed the concerns of the neighborhood and have reached an understanding relating to operation of the entertainment endorsement and cooperative efforts of the Applicant and ANC4C.

Now, therefore, in consideration of the agreement set forth herein, ANC4C has agreed to withdraw its' opposition to the entertainment endorsement and the Applicant agrees to comply with the terms of the Agreement as set forth herein.

A. Applicant Agrees:

1. Applicant shall comply with all laws and regulations governing the operation of the Establishment, including laws and regulations governing Retailer Class "C" Restaurant which this Agreement applies, as applied for and approved by the District of Columbia in the name of the applicant.
2. The Applicant will notify ANC4C of any application to transfer the license when filing such application with Alcoholic Beverage Regulation Administration.
3. The Applicant shall remind customers to be respectful of the neighborhood and maintain quiet as they leave the establishment.
4. The Applicant shall not permit loitering outside the establishment.
5. The Applicant shall continue to maintain adequate security on the Applicant's premises.
6. The Applicant shall continue to maintain adequate sanitary conditions in and around the establishment.

B. Noise/Music/Dancing

The Applicant acknowledges familiarity with and will comply with noise-control provisions of District of Columbia Laws and Regulations, including:

1. Preventing emissions of sound, capable of being heard outside the premises, by any

musical instrument or amplification device or other device or source of sound or noise, in accordance with DC Noise Control Act of 1977 (Public Law 2-530) as Amended.

2. The Applicant shall continue to keep noise levels down by keeping the doors and windows of the premises closed at all times during business hours when music is being played or a sound amplification device is being employed in the premises, except when persons are in the act of using the door for ingress or egress from the premises.
3. Music from inside will not be audible to surrounding neighborhood areas, except in the normal course of opening and closing the doors.
4. The Applicant agrees not to place outside in the public space any loudspeaker, tape player, CD player or other similar device or place any inside speaker in such a way that it projects loud sound into the neighborhood
5. The Applicant shall continue to maintain a clean and trash free premises, including the public access.
6. The Applicant shall not place signs, billboards, chalkboards or other marketing devices including leaflets on public space.

Modification

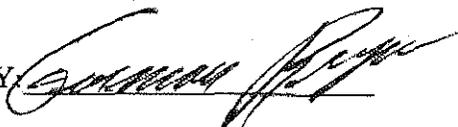
This Agreement can be modified only by the ABRA Board or by mutual agreement of all parties with approval of the ABRA Board.

In consideration of the aforesaid Agreement, ANC 4C hereby withdraws its opposition to the Applicant's request for an entertainment endorsement.

La Libertad Restaurant, Inc
Maria-R-E-De-Cruz

Advisory Neighborhood Commission 4C
Joseph Martin, Chairman

BY:



BY:

