THE DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE CONTROL BOARD

In the Matter of:		
Eurochef, LLC t/a Belga Café		
Holder of a Retailer's Class CR License	License No. Order No.	ABRA-060779 2012-341
at premises 514 8th Street, S.E. Washington, D.C. 20003		

Eurochef, LLC, t/a Belga Café, Applicant

Andrew Jared Critchfield, Chairperson, on behalf of Advisory Neighborhood Commission (ANC) 6B

BEFORE: Ruthanne Miller, Chairperson
Nick Alberti, Member
Donald Brooks, Member
Herman Jones, Member
Calvin Nophlin, Member
Mike Silverstein, Member

ORDER ON VOLUNTARY AGREEMENT

The official records of the Alcoholic Beverage Control Board (Board) reflect that Eurochef, LLC, t/a Belga Café (Applicant), and ANC 6B have entered into a Voluntary Agreement (Agreement), dated June 7, 2012, that governs the operation of the Applicant's establishment.

The Agreement has been reduced to writing and has been properly executed and filed with the Board. The Applicant and Chairperson Andrew Jared Critchfield, on behalf of ANC 6B, are signatories to the Agreement.

Accordingly, it is this 12th day of September, 2012, **ORDERED** that:

1. The above-referenced Voluntary Agreements submitted by the parties to govern the operations of the Applicant's establishment is **APPROVED** and **INCORPORATED** as part of this Order, except for the following modification:

   Section 8 (Rats and Vermin Control) – The following sentence shall be modified to read as follows: "Applicant shall provide proof of its rat and vermin control contract upon the request of the Board."

   The parties have agreed to this modification.

2. Copies of this Order shall be sent to the Applicant and ANC 6B.

District of Columbia
Alcoholic Beverage Control Board

Ruthanne Miller, Chairperson

Nick Alberti, Member

Donald Brooks, Member

Herman Jones, Member

Calvin Nophlin, Member

Mike Silverstein, Member

Pursuant to 23 DCMR § 1719.1 (April 2004), any Party adversely affected by this Order may file a Motion for Reconsideration within ten (10) days of service of this Order with the Alcoholic Beverage Regulation Administration, 2000 14th Street, N.W., Suite 400S, Washington, D.C. 20009.

ANC 6B
Capitol Hill / Southeast

DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE
REGULATION ADMINISTRATION
2012 JUN 11 P 4:44
REC'D BY

921 Pennsylvania Avenue SE
Suite 305
Washington, DC 20003
202.543.3344
fax 202.543.3507
office@anc6b.org

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SMD 10 *Francis Campbell*

June 8, 2012

Ruthanne Miller, Chairperson
ABC Board
2000 14th Street NW
Suite 400S
Washington, DC 20009

RE: Belga Café, 514 8th Street SE
License # ABRA-060779

Dear Ms. Miller:

At a properly noticed public meeting, with a quorum present, ANC6B voted 7-0 to support the nature of operations substantial change request of the licensee listed above. Enclosed please find the new Voluntary Agreement, signed by the licensee and ANC6B.

Should you have questions about this matter, please contact our ABC Committee Chair Commissioner Carol Green at carol6b07@anc6b.org or 202.546.2051.

Sincerely,

Andrew Jared Critchfield, Ph.D.
Chair

VOLUNTARY AGREEMENT

THIS VOLUNTARY AGREEMENT is made on this 7th day of June, 2012 by and between Eurochef LLC, t/a Belga Cafe, and Advisory Neighborhood Commission 6B.

WITNESSETH

WHEREAS, Applicant's substantial change to license # ABRA – 60779 for premises, 514 8th Street, SE, Washington, DC, 20003, is now pending before the District of Columbia Alcoholic Beverage Control Board (ABC); and,

WHEREAS, the premises is within the boundaries of the ANC, and,

WHEREAS, the Parties desire to enter into an agreement governing certain understandings regarding the issue of a Retailers' Class "C" Restaurant Liquor License at the subject premises; and,

WHEREAS, the Parties are desirous of entering into a Voluntary Agreement pursuant to D.C. Official Code § 25-446 for the operation and maintenance of the Establishment in such a manner as to promote the peace, order and quiet of the neighborhood. Both parties recognize the importance of business neighborhoods that are safe, clean, and "pedestrian friendly".

NOW, THEREFORE, the parties agree as follows:

1. ***Recitals Incorporated.*** The recitals set forth above are incorporated herein by reference.

2. ***Nature of the Business.*** The Applicant will manage and operate a CR license at the listed address. The restaurant shall have limited indoor seating of 72 and a sidewalk café proving seating as permitted by the Certificate of Use.

3. ***Hours of Operation and Sales inside the premises.***

The Applicant's hours of operation shall be as follows:

Sunday through Thursday 8:00 a.m. – 2:00 a.m.
Friday and Saturday 8:00 a.m. – 3:00 a.m.

Applicant's hours of sales shall be as follows:

Sunday through Thursday 8:00 a.m. – 2:00 a.m.
Friday and Saturday 8:00 a.m. – 3:00 a.m.

4. ***Floors Utilized and Occupancy.*** The Applicant will operate its establishment according to the occupancy indicated on the Certificate of Occupancy issued by the Department of Consumer and Regulatory Affairs on the first floor and by the Certificate of Use provided by the District Department of Transportaion for the sidewalk café.

5. ***Sidewalk Café.*** Applicant will direct that its employees inspect the sidewalk café on a regular basis to ensure its cleanliness. Service at the sidewalk café shall end Sunday through Thursday no later than 12:00 am and shall end on Friday and Saturday at 1:00 am.

6. ***Noise and Privacy.*** Applicant will strictly comply with D.C. Official Code § 25-725 and to that end shall make architectural improvements to the property and take all necessary actions to ensure that music, noise and vibration from the Establishment are not audible outside the establishment at any time. Applicant agrees to keep its doors and windows closed when music is being played at the establishment. If necessary, Applicant will take reasonable steps to reduce noise emanating from the Establishment from the opening of the entry or exit doors.

7. ***Public Space and Trash.*** Applicant shall keep the sidewalk (up to and including the curb), tree box(es), curb, and alley clean and free of litter, bottles, and other debris in compliance with D.C. Code and Municipal Regulations. Applicant shall police these areas sufficiently to assure that refuse and other materials are promptly removed. Applicant shall ensure that the area around the dumpster is kept clean at all times and the dumpster is placed such that it does not encroach on the abutting property owners and that no garbage is placed on the abutting property. Applicant will ensure timely disposal that is the least disruptive to the neighbors. Commercial trash pick up in residential areas takes place between 7 a.m.-9 p.m.

8. ***Rats and Vermin Control.*** The Applicant shall provide rat and vermin control for its property. Applicant shall provide proof of its rat and vermin control contract upon the request of the Protestants. Applicant shall have the Establishment and the area around the Premises properly cleaned at the end of each night to ensure that there are no garbage and odors present the following morning.

9. ***Security Cooperation in Stemming Illegal Drugs and Public Drinking.*** Applicant agrees that it shall take all necessary steps to minimize such problems, including, without limitation, designating a sufficient number of employees to assure adequate security and to control unruly patrons, whether inside or in the immediate outside area; monitoring for and prohibiting sales or use of illegal drugs within or about the Premises, maintaining contact and cooperating with MPD and other enforcement officials when known or suspected drug activities occur. Applicant shall to the full extent permissible by law discourage loitering in the vicinity of the Premises. This will include providing an appropriate number of security officers, at all times when the Establishment is open to the public, who shall be responsible for ensuring that any individuals who are simply

loitering are asked to move along.

IN WITNESS WHEREOF, the parties have affixed hereunto their signatures.

Applicant:

Eurochef LLC
t/a Belga Café
514 8th Street, SE
Washington, DC 20003
202-544-0100
Attn: Bart Vandaele

_____(Signature)

ANC:

Advisory Neighborhood Commission
921 Pennsylvania Ave SE
Washington, DC 20003
Andrew Jared Critchfield, Chairperson
(202) 543-3344
Fax (202) 543-3507

_____(Signature)