

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

<b>In the Matter of:</b>	)	
Lola's, LLC	)	
t/a Lola's	)	
Holder of a	)	License No. ABRA-086141
Retailer's Class CT License	)	Order No. 2011-309
at premises	)	
711 8 <sup>th</sup> Street, S.E.	)	
Washington, D.C. 20003	)	

Lola's, LLC, t/a Lola's (Licensee)

Neil Glick, Chairperson, Advisory Neighborhood Commission (ANC) 6B

**BEFORE:** Nick Alberti, Interim Chairperson  
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 Lola's, LLC, t/a Lola's (Licensee) and ANC 6B have entered into a Voluntary Agreement, (Agreement), dated June 14, 2011, that governs the operation of the Licensee's establishment.

The Agreement has been reduced to writing and has been properly executed and filed with the Board. The Licensee and Chairperson Neil Glick, on behalf of ANC 6B, are signatories to the Agreement.

Lola's, LLC  
t/a Lola's  
License No. ABRA-086141  
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Accordingly, it is this 6<sup>th</sup> day of July 2011, **ORDERED** that:

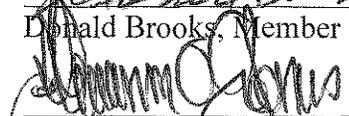
1. The above-referenced Voluntary Agreement submitted by the Licensee and ANC 6B to govern the operations of the Licensee's establishment is **APPROVED** and **INCORPORATED**; and
2. Copies of this Order shall be sent to the Licensee and ANC 6B.

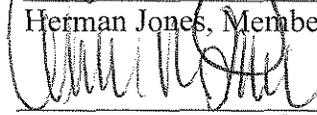
Lola's, LLC  
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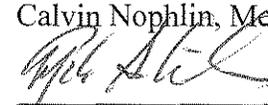
District of Columbia  
Alcoholic Beverage Control Board

  
\_\_\_\_\_  
Nick Alberti, Interim Chairperson

  
\_\_\_\_\_  
Donald Brooks, Member

  
\_\_\_\_\_  
Herman Jones, Member

  
\_\_\_\_\_  
Calvin Nophlin, Member

  
\_\_\_\_\_  
Mike Silverstein, 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, 2000 14<sup>th</sup> Street, N.W., Suite 400S, Washington, DC 20009.



703 D Street, SE  
Washington, DC 20003  
202.543.3344  
FAX 202.543.3507

June 15, 2011

**OFFICERS**

Chairperson  
*Neil Glick*  
Vice Chairperson  
*Ivan Frishberg*  
Secretary  
*Jared Critchfield*  
Treasurer  
*Carol Green*  
Parliamentarian  
*Brian Flaheven*

Nick Alberti, Interim Chair  
Alcoholic Beverage Regulation Administration  
C/o Martha Jenkins  
941 North Capitol Street, NE  
Suite 7200  
Washington, DC 20009

RE: Lola's  
License # ABRA-086141  
Substantial Change

**COMMISSIONERS**

SMD 1 *David Garrison*  
SMD 2 *Ivan Frishberg*  
SMD 3 *Norman Metzger*  
SMD 4 *Kirsten Oldenburg*  
SMD 5 *Brian Pate*  
SMD 6 *Jared Critchfield*  
SMD 7 *Carol Green*  
SMD 8 *Neil Glick*  
SMD 9 *Brian Flaheven*  
SMD 10 *Francis Campbell*  
SMD 11 *Vacant*

Dear Mr. Alberti:

At its regularly scheduled and properly noticed meeting on June 14, 2011, ANC 6B voted 7-0-1 to support the above-referenced application for Lola's, located at 711 8th Street, SE, to make substantial changes to their CT Class liquor license.

Please find enclosed the updated Cooperative (Voluntary) Agreement that has been executed by Lola's and ANC 6B for your review and approval.

If you need further information, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink that reads "Neil Glick".

Neil Glick  
Chair, ANC 6B

Enclosure: Cooperative (Voluntary) Agreement

## VOLUNTARY AGREEMENT

THIS VOLUNTARY AGREEMENT is made on this 14th day of June, 2011 by and between Lola's LLC t/a Lola's, Applicant, and Advisory Neighborhood Commission 6B.

### WITNESSETH

WHEREAS, Applicant has applied for a substantial change to License # ABRA 086141, for premises, 711 8<sup>th</sup> Street, SE, Washington, DC, 20003, which 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 Tavern 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 CT license at the listed address. There will be no amplified live music or live entertainment on the premises. Private functions with a disc jockey will be limited to two (2) times per month.
3. ***Hours of Operation and Sales.*** The Applicant's hours of operation shall be as follows:

Sunday – Thursday 10:00 a.m. – 2 a.m.  
Friday and Saturday 10:00 a.m. – 3 a.m.

Sidewalk Café:

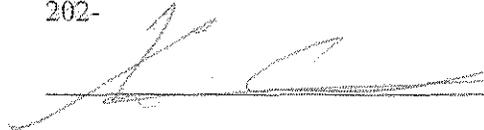
Sunday – Thursday 10:00 a.m. – 11:00 p.m.  
Friday and Saturday 10:00 a.m. – 1:00 a.m.

4. **Floors Utilized and Occupancy.** The Applicant will operate its establishment on the first, second and third floors of the building, with a sidewalk cafe and a back courtyard. Occupancy will not exceed 90 patrons inside, 12 on the sidewalk café and 12 in the courtyard.
5. **Sidewalk Café.** Applicant will provide a sidewalk café with seating for no more than 12 patrons. Applicant agrees that it shall not seek to expand the capacity of the sidewalk café without amendment of this Agreement. The sidewalk café must maintain proper spacing (10 from the curb and 6 feet from the treebox) to allow for adequate pedestrian passage on the sidewalk. The sidewalk café will close at 11:00 p.m. weekdays and 1:00 a.m. on weekends.
5. **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 noise and vibration from the Establishment are not audible outside the establishment at any time. Applicant will not operate the premises as a nightclub, dance venue, or similar venue.
6. **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. Commercial trash pick up in residential areas will only take place between 7 a.m.-9 p.m.
7. **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 Board. Applicant shall have the Establishment and the area around the Premises properly cleaned at the end of each night to ensure no garbage and odors are present the following morning.
8. **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: Lola's, LLC.  
t/a Lola's  
711 8<sup>th</sup> Street, SE  
Washington, DC 20003  
Xavier Cevera  
202-

  
\_\_\_\_\_  
(Signature)

ANC: Advisory Neighborhood Commission  
703 D Street, SE  
Washington, DC 20003  
Neil Glick, Chairperson  
(202) 543-3344  
Fax (202) 543-3507

  
\_\_\_\_\_  
(Signature)