

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
941 NORTH CAPITOL ST., NE, 7TH FLOOR, SUITE 7200
WASHINGTON, DC 20002
(202) 442-4423

HEARING DATE: DECEMBER 1, 2004

OCTOBER 1, 2004, NOTICE IS HEREBY GIVEN THAT THE FOLLOWING PERSONS HAVE APPLIED FOR A LICENSE UNDER THE D.C. ALCOHOLIC BEVERAGE CONTROL ACT, THAT THE OBJECTORS ARE ENTITLED TO BE HEARD BEFORE THE GRANTING OF SUCH LICENSES ON DECEMBER 1, 2004 10:00 A.M., 7TH FLOOR, SUITE 7200, 941 NORTH CAPITOL ST., N.E.

LICENSE NO. 71278, TRADER JOE'S EAST, INC. T/A TRADER JOE'S #653, RETAILER'S "B", 2425 "L" ST., NW
WARD 2 ANC 2A02

NATURE OF OPERATION
NEW GROCERY STORE

SALE AND SERVICE OF ALCOHOLIC BEVERAGES
SUNDAY, 10AM-10PM
MONDAY THROUGH SATURDAY, 9AM-10PM

PETITION AND/OR REQUEST TO APPEAR BEFORE
THE BOARD MUST BE FILED ON OR BEFORE
NOVEMBER 16, 2004

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
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WASHINGTON, DC 20002
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HEARING DATE: DECEMBER 01, 2004

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LICENSE NO. 71576, ROGER MARQUEZ, T/A EL LIMONE, RETAILER'S CLASS "C" RESTAURANT, 201 UPSHUR STREET, NW., WARD 4 ANC 4C10

NATURE OF OPERATION

NEW CLASS "C" RESTAURANT SERVING EL SALVADORIAN AND AMERICAN FOOD. NO DANCING, NO ENTERTAINMENT.

SALE AND SERVICE OF ALCOHOLIC BEVERAGES

SUNDAY THROUGH THURSDAY	11:00AM-2:00AM
FRIDAY AND SATURDAY	11:00AM-3:00AM

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LICENSE NO. 71589, SAVORY TAKOMA METRO, LLC.
T/A SAVORY CAFE, RETAILER CLASS "D" RESTAURANT
314 CARROLL STREET, NW, WARD 4 ANC 4B07

NATURE OF OPERATION

NEW CLASS "D" RESTAURANT SERVING AMERICAN, FRENCH AND ITALIAN CUISINE, ENTERTAINMENT FEATURING ACOUSTIC "UN PLUG" FOLK ARTISTS.

SALE AND SERVICE OF ALCOHOLIC BEVERAGES

SUNDAY	10:00AM-8:00PM
MONDAY THROUGH THURSDAY	10:00AM-10:00PM
FRIDAY AND SATURDAY	10:00AM-11:00PM

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LICENSE NO. 71484, ANTOINE JONES, T/A LEVELS ENTERTAINMENT, RETAILER CLASS "C" NIGHTCLUB, 1960 MONTANA AVENUE, NE. WARD 5 ANC 5B09

NATURE OF OPERATION

NEW CLASS "C" NIGHTCLUB SERVING AMERICAN FOOD, WITH DANCING BY PATRONS . LIVE ENTERTAINMENT FEATURING THREE PIECE BAND, DISCO, OLDIES BUT GOODIES, JAZZ AND BLUES.

SALE AND SERVICE OF ALCOHOLIC BEVERAGES

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FRIDAY AND SATURDAY	11:00AM-3:00AM

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**ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
941 NORTH CAPITOL STREET, NE, 7TH FLOOR, ROOM 7200
WASHINGTON, D.C. 20002****HEARING DATE 12/01/2004
PETITION DATE 11/16/2004
POSTING DATE 10/01/2004****THE FOLLOWING ABC ESTABLISHMENTS ARE RENEWING THEIR LICENSES****APP. NO. 1103 Afrique International Inc
LIC. NO. 8807 T/A KENDAJAH
ANC 4C01 5828 Georgia Ave NW
Retailer CT 03****APP. NO. 5868 Backdoor Inc.
LIC. NO. 11277 T/A BACHELOR'S MILL/BACK DOOR PUB
ANC 6B04 1104 8th St SE
Retailer CT 02****APP. NO. 7960 Jour Et Nuit Inc
LIC. NO. 15721 T/A GARRETT'S RESTAURANT
ANC 2E06 3003 M St NW
Retailer CT 02****APP. NO. 8662 Zandamn, Inc.
LIC. NO. 9480 T/A NEW HEIGHTS
ANC 3C01 2317 Calvert St NW
Retailer CR 01****APP. NO. 9386 Chowder House Incorporated
LIC. NO. 927 T/A CHADWICK'S
ANC 2E05 3205 K St NW
Retailer CT 02****APP. NO. 9456 Abdallah Coltun Inc
LIC. NO. 60526 T/A BOSSA
ANC 1C07 2463 18th St NW
Retailer CR 02**

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THE FOLLOWING ABC ESTABLISHMENTS ARE RENEWING THEIR LICENSES

APP. NO. 9628 Alvin D. Carter
LIC. NO. 985 T/A HITCHING POST RESTAURANT
ANC 4C10 200 Upshur St NW
Retailer CT 01

APP. NO. 10229 Delta Elite, Inc.
LIC. NO. 1182 T/A DELTA ELITE
ANC 5A06 3734 10th St NE
Retailer CN 01

APP. NO. 10420 The Hair Club, Inc.
LIC. NO. 24043 T/A NATES COMFORT ZONE
ANC 5A07 3301 12th St NE
Retailer CT 01

APP. NO. 10473 Kittrell, Edith Mae & Jessie L
LIC. NO. 1273 T/A VEGAS LOUNGE
ANC 2F01 1415 P St NW
Retailer CN 01

APP. NO. 10623 West End Bar & Grill Inc.
LIC. NO. 23505 T/A MARSHALL'S
ANC 2A03 2524 L St NW
Retailer CT 02

APP. NO. 10729 Planet F Inc
LIC. NO. 20234 T/A LUCKY BAR
ANC 2B05 1221 Connecticut Ave NW
Retailer CT 02

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APP. NO. 11262 Jhm L.L.C.
LIC. NO. 25546 T/A CHADWICK'S FRIENDSHIP HEIGHTS
ANC 3E04 5247 Wisconsin Ave NW
Retailer CT 03

APP. NO. 11913 The Georgetown Bibliotheque, Inc.
LIC. NO. 2028 T/A MODERN
ANC 2E05 3287 M St NW
Retailer CT 01

APP. NO. 22593 9th Street Restaurants Inc
LIC. NO. 6372 T/A LOUIS ROGUE
ANC 6C01 476 K Street 2nd NW, FLOOR
Retailer CN 01

APP. NO. 24413 Cuz Cap Ltd
LIC. NO. 14889 T/A DC EAGLE
ANC 2C03 639 New York Ave NW
Retailer CT 02

APP. NO. 25678 Pershing Associates A Dc Limited Partnership
LIC. NO. 9870 T/A THE OCCIDENTAL
ANC 2F03 1475 Pennsylvania Ave NW
Retailer CT 03

APP. NO. 27457 Malaysian Kopitiam Inc
LIC. NO. 60144 T/A MALAYSIA KOPITIAM
ANC 2B06 1827 M St NW
Retailer CT 01

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**APP. NO. 29320 Johanna's, Inc
LIC. NO. 25996 T/A Johana's Restaurant
ANC 4C02 4728 14th St NW
Retailer CT 01**

**APP. NO. 32220 Tan Inc
LIC. NO. 20028 T/A LARRY'S LOUNGE & COFFE HOUSE
ANC 2B08 1840 18th St NW
Retailer CT 01**

**APP. NO. 32851 1015 Half Street Corp
LIC. NO. 20595 T/A NATION
ANC 6D07 1015 - 1017 Half St SE
Retailer CN 04**

**APP. NO. 33158 Velvet Lounge, Llc
LIC. NO. 25395 T/A VELVET LOUNGE
ANC 1B02 915 U St NW
Retailer CN 01**

**APP. NO. 33949 The Brew House Limited Partnership
LIC. NO. 24529 T/A JOHN HARVARD'S BREW HOUSE
ANC 2F03 1299 Pennsylvania Ave NW, B
Retailer CR 02**

**APP. NO. 34513 Walnut Brewery, Inc.
LIC. NO. 24057 T/A DISTRICT CHOPHOUSE & BREWERY
ANC 2C03 509 7th St NW
Retailer CT 03**

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THE FOLLOWING ABC ESTABLISHMENTS ARE RENEWING THEIR LICENSES

APP. NO. 35557 Washington Irish Pub Llc
LIC. NO. 25663 T/A FADO IRISH PUB & RESTAURANT
ANC 2C03 804 7th St NW
Retailer CT 02

APP. NO. 50098 Dcv, Llc
LIC. NO. 60250 T/A DAEDALUS
ANC 2F03 1010 Vermont Ave NW
Retailer CN 02

APP. NO. 60863 M & L, Llc
LIC. NO. 71527 T/A Trattoria Liliana
ANC 3F03 4483 Connecticut Ave NW
Retailer CR 01

**ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA
NOTICE OF PUBLIC HEARING**

TIME AND PLACE: **Thursday, November 18, 2004, 6:30 P.M.**
 Office of Zoning Hearing Room
 441 4th Street, N.W., Suite 220-South
 Washington, D.C. 20001

FOR THE PURPOSE OF CONSIDERING THE FOLLOWING:

CASE NO. 04-19 (Consolidated PUD and Area Variance – D.C. Water and Sewer Authority (Egg-Shaped Digesters Facility))

THIS CASE IS OF INTEREST TO ANC 8B

The District of Columbia Water and Sewer Authority requests approval of a consolidated PUD and an associated variance for a new biosolids reduction and stabilization facility known as the Egg-Shaped Digesters Facility (Digesters) at the Blue Plains Advanced Wastewater Treatment Plant (Blue Plains) located at 5000 Overlook Avenue, S.W. The proposed PUD project includes eight Egg-Shaped Digesters and four Gas Storage Tanks (Silos) as well as the following smaller, auxiliary buildings and structures: a Digester Gas Building, a Digester Control Building, two electrical control buildings, two Gas Holders and up to three enclosed Waste Gas Flares. The Digesters complex is proposed to be constructed on a site that has been cleared of a former outdoor sludge composting facility in the south-central section of Blue Plains. The subject property is zoned C-M-3, and no change of zone classification is requested.

The zoning flexibility sought in the PUD application involves a waiver of the requirement that a principal structure must be located on a single lot of record (11 DCMR § 3202.3). Currently there are no record lots at Blue Plains. In addition, flexibility is sought with respect to various setback requirements, as are detailed in the Applicant's Pre-Hearing Submission dated September 21, 2004.

In addition to the PUD approval, a variance is sought from the 90 foot maximum permitted height in the C-M-3 zone (11 DCMR § 840). The variance seeks a maximum height of 118 feet for the Digesters as well as for the Gas Storage Tanks (Silos).

The PUD Application was filed on June 14, 2004, and the Zoning Commission set down the case for public hearing at its public meeting of September 13, 2004. At that time, the Zoning Commission also authorized advertisement of any variances requested by the Applicant. On September 21, 2004, the Office of Zoning received a Pre-Hearing Submission and materials for the case, together with an application for the above-described variance.

The requested variance will be considered by the Zoning Commission simultaneously with as the PUD, but will be heard and decided pursuant to the standards set forth in 11 DCMR § 3103.2 for the granting of variances.

This consolidated public hearing on the two applications will be conducted in accordance with the contested case provisions of the Zoning Regulations, 11 DCMR § 3022.

How to participate as a witness.

Interested persons or representatives of organizations may be heard at the public hearing. The Commission also requests that all witnesses prepare their testimony in writing, submit the written testimony prior to giving statements, and limit oral presentations to summaries of the most important points. The applicable time limits for oral testimony is described below. Written statements, in lieu of personal appearances or oral presentation, may be submitted for inclusion in the record.

How to participate as a party.

Any person who desires to participate as a party in this case must so request and must comply with the provisions of 11 DCMR § 3022.3.

A party has the right to cross-examine witnesses, to submit proposed findings of fact and conclusions of law, to receive a copy of the written decision of the Zoning Commission, and to exercise the other rights of parties as specified in the Zoning Regulations.

Except for the affected ANC, any person who desires to participate as a party in this case must clearly demonstrate that the person's interests would likely be more significantly, distinctly, or uniquely affected by the proposed zoning action than other persons in the general public. Persons seeking party status shall file with the Commission, not less than fourteen (14) days prior to the date set for the hearing, a written statement containing the following information:

- (a) The person's name, address, and daytime telephone number;
- (b) A request to appear and participate as a party;

- (c) Whether the person will appear as a proponent or opponent of the application;
- (d) Whether the person will appear through legal counsel, and if so, the name and address of legal counsel;
- (e) A list of witnesses who will testify on the person's behalf;
- (f) A summary of the testimony of each witness;
- (g) An indication of which witnesses will be offered as expert witnesses, the areas of expertise in which any experts will be offered, and the resumes or qualifications of the proposed experts;
- (h) The total amount of time being requested to present their case; and
- (i) A written statement setting forth why the person should be granted party status, including reference to the following:
 - (1) The property owned or occupied by the person, or in which the person has an interest, that will be affected by the action requested of the Commission;
 - (2) The legal interest the person has in said property, such as owner, tenant, trustee, or mortgagee;
 - (3) The distance between the person's property and the property that is the subject of the application before the Commission;
 - (4) The economic, social, or other impacts likely to affect the person and/or the person's property if the action requested of the Commission is approved or denied; and
 - (5) An explanation of how the person's interest as identified in response to paragraph (4) would likely be more significantly, distinctively, or uniquely affected in character or kind by the proposed zoning action than those of other persons in the general public.

The applicant shall also provide the information indicated in (e) through (h) to the extent that the information is not contained in the Applicant's prehearing submission as required by 11 DCMR § 3013.1. The information shall be filed no later than fourteen (14) days before the date of the hearing.

If an affected Advisory Neighborhood Commission (ANC) intends to participate at the hearing, the ANC shall submit the written report described in § 3012.5 no later than

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Z.C. CASE NO. 04-19

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seven (7) days before the date of the hearing. The report shall also contain the information indicated in (e) through (h) above.

Time limits.

The following time limits for oral testimony shall be adhered to unless changed by the Commission, and no time may be ceded:

- | | | |
|----|----------------------------------|-------------------------|
| 1. | Applicant and parties in support | 60 minutes collectively |
| 2. | Parties | 15 minutes |
| 3. | Organizations | 5 minutes each |
| 4. | Individuals | 3 minutes each |

Information responsive to this notice should be forwarded to the Director, Office of Zoning, Suite 210, 441 4th Street, N.W., Washington, D.C. 20001. **FOR FURTHER INFORMATION, YOU MAY CONTACT THE OFFICE OF ZONING AT (202) 727-6311.**

CAROL J. MITTEN, ANTHONY J. HOOD, JOHN G. PARSONS, KEVIN HILDEBRAND, AND GREGORY JEFFRIES, ZONING COMMISSION FOR THE DISTRICT OF COLUMBIA, BY JERRILY R. KRESS, FAIA, DIRECTOR, AND BY ALBERTO P. BASTIDA, AICP, SECRETARY TO THE ZONING COMMISSION.