

**THE DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE AND CANNABIS BOARD**

In the Matter of:)
)
Georgetown Restaurant Group, LLC)
t/a Osteria Mozza)
)
Application for a New)
Retailer’s Class B License)
)
at premises)
3276 M Street, NW)
Washington, D.C. 20007)

License No.: ABRA-125204
Order No.: 2023-476

Georgetown Restaurant Group, LLC, t/a Osteria Mozza, Applicant

Mimsy Lindner, Commissioner, Advisory Neighborhood Commission (ANC) 2E

Tara Sakraida Parker, President, The Citizens Association of Georgetown (CAG)

BEFORE: Donovan Anderson, Chairperson
James Short, Member
Bobby Cato, Member
Jeni Hansen, Member
Edward S. Grandis, Member

ORDER ON SETTLEMENT AGREEMENT

The official records of the Alcoholic Beverage and Cannabis Board (Board) reflect that Georgetown Restaurant Group, LLC, t/a Osteria Mozza (Applicant), Applicant for a New Retailer’s Class B License, ANC 2E, and CAG have entered into a Settlement Agreement (Agreement), dated September 12, 2023, that governs the operations of the Applicant’s establishment.

The Agreement has been reduced to writing and has been properly executed and filed with the Board. The Applicant; Commissioner Mimsy Lindner, on behalf of ANC 2E; and Tara Sakraida Parker, on behalf of CAG; are signatories to the Agreement.

Accordingly, it is this 20th day of September 2023, **ORDERED** that:

1. The above-referenced Settlement Agreement submitted by the parties to govern the operations of the Applicant's establishment is **APPROVED** and **INCORPORATED** as part of this Order; and
2. Copies of this Order shall be sent to the Parties.

District of Columbia
Alcoholic Beverage and Cannabis Board

eSigned via ScanlessDocs.com
Donovan Anderson
Key: ac4306f9b06d1f0e4e730a00d1dccc8

Donovan Anderson, Chairperson

eSigned via ScanlessDocs.com
James Short
Key: 547ee73392c0e6ac841b33262246e5

James Short, Member

eSigned via ScanlessDocs.com
Bobby Cato
Key: 228a3f0a1fba1d6d7f9b75ac78f7ca20d

Bobby Cato, Member

eSigned via ScanlessDocs.com
Jeni Hansen, Member
Key: 821729312509447491d206c2a4605

Jeni Hansen, Member

eSigned via ScanlessDocs.com
Edward Grandis, Member
Key: 5327bfa7f09f004bce14a10b02541ce5

Edward S. Grandis, Member

Pursuant to D.C. Official Code § 25-433(d)(1), 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 and Cannabis Administration, 2000 14th Street, N.W., Suite 400S, Washington, DC 20009.

Also, pursuant to section II of the District of Columbia Administrative Procedure Act, Pub. L. 90-614, 82 Stat. 1209, D.C. Official Code §2-510 (2001), and Rule 15 of the District of Columbia Court of Appeals, any party adversely affected has the right to appeal this Order by filing a petition for review, within thirty (30) days of the date of service of this Order, with the District of Columbia Court of Appeals, 430 E Street, N.W., Washington, D.C. 20001; (202/879- 1010). However, the timely filing of a Motion for Reconsideration pursuant to 23 DCMR §1719.1 (2008) stays the time for filing a petition for review in the District of Columbia Court of Appeals until the Board rules on the motion. See D.C. App. Rule 15(b) (2004).

**SETTLEMENT AGREEMENT BETWEEN GEORGIETOWN RESTAURANT GROUP, LLC;
ADVISORY NEIGHBORHOOD COMMISSION 2E; AND THE CITIZENS ASSOCIATION OF
GEORGETOWN**

THIS SETTLEMENT AGREEMENT (“Agreement”) is made on this 12th day of September 2023, by and between Georgetown Restaurant Group, LLC (“Applicant”), Advisory Neighborhood Commission 2E (“ANC2E”), and The Citizens Association of Georgetown (“CAG”), also referred to collectively as the “Parties.”

WHEREAS, Applicant has applied for a Retailer's Class B ABC license, ABRA-125204, (“License”) for a portion of the ground floor of the Georgetown Market building located at 3276 M Street, NW (“Premises”) adjacent to its ABC-licensed Restaurant, ABRA-120570 (“Restaurant”), premises in the same building;

WHEREAS, Parties wish to enter into this Settlement Agreement (“Agreement”) pursuant to DC Official Code § 25-446 to address concerns related to peace, order, and quiet and to eliminate the need for a Protest Hearing regarding the License application;

WHEREAS, Parties request that the Alcoholic Beverage & Cannabis Board (“ABC Board”) approve the Applicant's License application conditioned upon Applicant's compliance with the terms of this Agreement; and

NOW, THEREFORE, in consideration of the recitals set forth above and the mutual covenants and conditions set forth below, the Parties agree as follows:

1. **Recitals Incorporated.** The recitals set forth above are incorporated herein by reference.
2. **Hours.**
 - a. The Hours of Operation shall not exceed: 8:00 am – 1:00am weekdays and 8:00am – 1:45am weekends.
 - b. The Hours of Alcoholic Beverage Sales shall not exceed 8:00 am – 1:00am daily.
 - c. However, Applicant shall not permit in-person retail sales for off-premise consumption within the Premises after 10:30pm daily excluding Restaurant patrons who have entered the Georgetown Market Building at or before 10:30pm. Restaurant patrons may purchase alcohol from the Premises until 1:00am.
 - d. Nothing about the forgoing is meant either to limit the hours during which Applicant may sell, offer for sale, package, or deliver alcoholic beverages via the Internet during its permitted hours of sales.
3. **Business Operations.** Applicant shall not engage in check cashing services or lottery sales as part of its operations under this License.
4. **Binding Effect.** The Agreement shall be binding and enforceable against the Applicant and successors of Applicant.
5. **No Protest.** Upon execution of this Agreement by the Parties and its approval by the ABC Board, and in reliance thereupon, the ANC and CAG shall refrain from filing a protest against the Applicant's License application.

IN WITNESS WHEREOF, the Parties have executed this Agreement as of the date and year first written above.

ADVISORY NEIGHBORHOOD COMMISSION 2E

By: Mimsy Lindner Date: 9/16/2023
Mimsy Lindner, ANC 2E05

THE CITIZENS ASSOCIATION OF GEORGETOWN

By: Tara Sakraida Date: September 14, 2023
Tara Sakraida Parker, President

GEORGIETOWN RESTAURANT GROUP, LLC

BY: STARR RESTAURANT ORGANIZATION, LP, MANAGER

BY: STARR RESTAURANT ORGANIZATION GP, LLC, GENERAL PARTNER

By: _____ Date: _____
Stephen J. Starr, Manager

IN WITNESS WHEREOF, the Parties have executed this Agreement as of the date and year first written above.


ADVISORY NEIGHBORHOOD COMMISSION 2E

By: _____ Date: _____
Mimsy Lindner, ANC 2E05

THE CITIZENS ASSOCIATION OF GEORGETOWN

By: _____ Date: _____
Tara Sakraida Parker, President

GEORGETOWN RESTAURANT GROUP, LLC
BY: STARR RESTAURANT ORGANIZATION, LP, MANAGER
BY: STARR RESTAURANT ORGANIZATION GP, LLC, GENERAL PARTNER

By:  Date: 9/14/2023
Stephen J. Starr, Manager