

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

In the Matter of:)

Sunnyside Group, LLC)
t/a Good Stuff Eatery)

Application to Renew the)
Retailer's Class D License)
at premises)

303 Pennsylvania Ave., S.E.)
Washington, D.C. 20003)

) License No. 78027
) Order No. 2008-029

Sunnyside Group, LCC t/a Good Stuff Eatery, the Applicant

Julie Olson, Chairperson, Advisory Neighborhood Commission 6B

BEFORE: Peter B. Feather, Chairperson
Judy A. Moy, Member
Albert G. Lauber, Member
Mital M. Gandhi, Member

ORDER ON VOLUNTARY AGREEMENT

The official records of the Alcoholic Control Board (Board) reflect that the Applicant, Sunnyside Group, LCC t/a Good Stuff Eatery and Julie Olson, Chairperson of Advisory Neighborhood Commission (ANC) 6B (collectively, the Parties) have entered into a Voluntary Agreement (Agreement) dated December 11, 2007 setting forth the terms and conditions by which the Applicant would operate its establishment. The Agreement has been reduced to writing and has been properly executed and filed with the Board. Both the Applicant and Julie Olson are signatories to the Agreement.

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Accordingly, it is this 9th day of January 2008, **ORDERED** that:

1. The above-referenced Voluntary Agreement is **INCORPORATED** as part of this Order; and

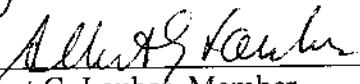
2. The Application of Sunnyside Group, LCC t/a Good Stuff Eatery, 303 Pennsylvania Ave., S.E., Washington, D.C. 20003, for renewal of its Retailer's Class D License is **APPROVED**;


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

District of Columbia
Alcoholic Beverage Control Board


Peter B. Feather, Chairperson


Judy A. Moy, Member


Albert G. Lauber, Member


Mital M. Gandhi, 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, 941 North Capitol Street, N.E., Suite 7200, Washington, D.C. 20002.

Voluntary (Cooperative) Agreement

Made this 11th day of December, 2007, by and between Sunnyside Group, LLC, t/a Good Stuff Eatery (the Applicant), and Advisory Neighborhood Commission 6B, (the ANC, Collectively, the "Parties").

WITNESSETH

WHEREAS, Applicant's application for a Retailers' Class "D" Restaurant license for premises, 303 Pennsylvania Avenue, S.E., Washington, DC, 20003, ABC License # 78027, 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 "D" Liquor License at the subject premises;

WHEREAS, the parties wish to state their mutual desire to promote the peace, order and quiet of the neighbors in the immediate area. Both parties recognize the importance of business neighborhoods that are safe, clean and "pedestrian friendly".

NOW, THEREFORE, the parties agree as follows:

1. Applicant will maintain the public space adjacent to the establishment in a clean and litter-free condition by:
 - a. Picking up trash, including beverage bottles and cans, on a daily basis; and,
 - b. Sweeping the outside of the establishment on a daily basis; and,
 - c. Taking due diligence to prevent vermin infestation in and around the establishment, including following the recommendations and guidelines of the Vector Control Division of the Department of Public Works.
2. The Applicant will not provide, or permit, a disc jockey, amplified live music or amplified live entertainment at the premises.
3. The hours of operation are Sundays 11:00 a.m. ~ 10:00 p.m.; Mondays thru Thursdays 11:00 a.m. ~ 11:00 p.m.; and Friday and Saturdays 11:00 a.m. ~ 12:00 a.m.
4. Any music provided on the Premises will not be audible outside of the premises.

5. Applicant will not operate the Premises as a nightclub, dance venue or similar venue.

In consideration of, and reliance upon, the commitments reflected in paragraphs 1 thru 4 the ANC will not oppose the applicant's pending license application.

The parties further agree that any failure of Applicant to adhere to the foregoing commitment would constitute grounds for the ANC to petition the ABC Board for issuance of an order to show cause pursuant to 23 D.C.M.R.

1513.5

IN WITNESS WHEREOF, the parties have affixed hereto their hands and seals.

APPLICANT:

ANC 6B:

By:



Harvey Mendelsohn, Owner

By:



Julie Olson, Chair