

BEFORE  
THE DISTRICT OF COLUMBIA  
ALCOHOLIC BEVERAGE CONTROL BOARD

**In the Matter of:**

Safeway, Inc.

T/a Safeway, Inc.

Application for a Retailer's  
Class A - renewal  
at premises

415 14<sup>th</sup> Street, SE  
Washington, DC

Application No. 15015

**Glenn Davis, Vice President (Finance), Applicant**


**BEFORE: RODERIC L. WOODSON, ESQUIRE, CHAIR  
VERA M. ABBOTT, MEMBER  
CHARLES A. BURGER, MEMBER  
LAURIE COLLINS, MEMBER  
JUDY A. MOY, MEMBER  
ELLEN OPPER-WEINER, ESQUIRE, MEMBER  
AUDREY E. THOMPSON, MEMBER**

**ORDER ON VOLUNTARY AGREEMENT**

This matter came before the Board for approval on June 20, 2001. The signatories to the attached voluntary agreement dated May 30, 2001, submitted the agreement to the Board in accordance with 23 DCMR Section 1513 (June 1997).

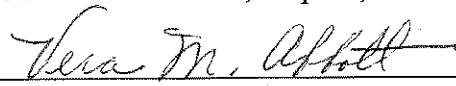
Having determined that the agreement complies with all applicable laws and regulations, and that the applicant otherwise qualifies for licensure, the Board hereby does this 18<sup>th</sup> day of July, 2001, **APPROVES** the license application conditioned on the applicant's compliance with the terms of the voluntary agreement and **INCORPORATES** the text of the same into the Order.

DISTRICT OF COLUMBIA  
ALCOHOLIC BEVERAGE CONTROL  
BOARD



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Roderic L. Woodson, Esquire, Chair



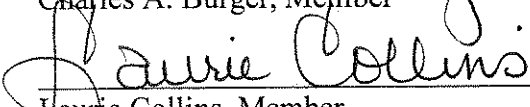
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Vera M. Abbott, Member



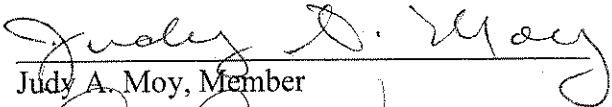
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Charles A. Burger, Member




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Laurie Collins, Member



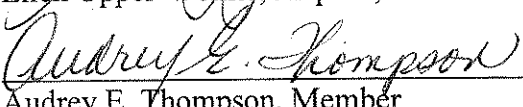
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Judy A. Moy, Member



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Ellen Opper-Weiner, Esquire, Member



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Audrey E. Thompson, Member

970819018

AGREEMENT

Made this 11<sup>th</sup> day of August 1997, by and between Safeway, Inc. t/a Safeway, (the Applicant), and Advisory Neighborhood Commission 6B, (the ANC)

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RECEIVED  
ALCOHOLIC BEVERAGE  
CONTROL DIVISION

WITNESSETH

WHEREAS, Applicant's application for a Retailers' Class "A" license for premises, 415 14th Street SE, ABC Application #15015, is now pending before the District of Columbia Alcoholic Beverage Control Board (the ABC Board); 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 "A" Liquor License at the subject premises;

WHEREAS, ANC 6B finds that the sale of single containers of beer, of 40 ounces or less, is associated with alcoholism, the illegal public consumption of alcohol, which, in turn, is associated with violence and other harmful and offensive behavior, including aggressive panhandling, and with the accumulation of destructive and publicly costly trash and litter; and,

WHEREAS, the ability of the District of Columbia government to provide essential public services is compromised by the failure of businesses and individuals to pay their financial obligations to the government in a full and timely manner; and,

WHEREAS, the strict enforcement of health, safety, and security regulations enhances compliance with such regulations, and, in turn, preserves and enhances the peace, order, and quiet of communities within the District of Columbia; and,

WHEREAS, the Applicant hereby certifies that it does not owe more than \$100 to the District of Columbia government as the result of any fine, fee, penalty interest or past due tax;

WHEREAS, Applicant declares that ending the sale of single containers of beer of over 16 ounces will result in financial hardship and will severely limit the successful operation of the Applicant's liquor department;

NOW, THEREFORE, the parties agree as follows:

1. Applicant will continue its current policy of not selling single containers of beer of 16 or fewer ounces.
2. Applicant will endeavor to make its property and adjacent public space (up to the street curb line) inhospitable to loitering and panhandling by:
  - a. maintaining a "No Loitering/No Panhandling" sign on the outside of the establishment;
  - b. asking loiterers outside the establishment to move on;
  - c. calling the MPD to remove the loiters if they refuse Applicant's request to move on; and,
  - d. taking such other action as may be reasonable and appropriate.
3. Applicant states that it has always attempted to maintain its property and adjacent public space up to the street curb line adjacent in a clean and litter-free condition, and it will continue to do so by:
  - a. picking up trash, including beverage bottles and cans, on a daily basis.
  - b. sweeping the outside of the establishment on a daily basis.
4. Applicant will participate in an ABC Board-approved course in alcoholic beverage sales management whenever a new manager takes over its liquor department.
5. In consideration of, and reliance upon, the commitments reflected in paragraph 1-4, the ANC hereby withdraws its opposition to the applicant's pending license application.
6. 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: \_\_\_\_\_

Area Real Estate Manager  
Safeway Inc.

By: \_\_\_\_\_

GOTTLIEB SIMON



AGREEMENT #15015

Made this 30<sup>TH</sup> day of May 2001, by and between Safeway, Inc., t/a Safeway, (the Applicant), and Advisory Neighborhood Commission 6B, (the ANC).

WITNESSETH

WHEREAS, Applicant's application for a Retailers' Class "A " license for premises, 415 14th Street SE, ABC Application #15015, 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 improve their existing agreement regarding the use of a Retailers' Class "A" Liquor License at the subject premises;

NOW, THEREFORE, the parties agree to amend their existing agreement by adding the following:

Amendment #1. Applicant agrees to sell single containers of beer of 40 or fewer ounces ("singles") only in clear or translucent plastic bags.

Amendment #2. Applicant agrees not to sell single "half-pints" of liquor.

In consideration of, and reliance upon, the commitment in Amendment #1 and #2 above, the ANC hereby withdraws its opposition to the applicant's pending license application.

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

APPLICANT:

ANC 6B:

By: Antonio S. DalBello

By: Steve Hill

970819018

AGREEMENT

Made this 11<sup>th</sup> day of August 1997, by and between Safeway, Inc. t/a Safeway, (the Applicant), and Advisory Neighborhood Commission 6B, (the ANC)

AUG 19 1 10 PM '97  
RECEIVED  
ALCOHOLIC BEVERAGE  
CONTROL DIVISION

WITNESSETH

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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 "A" Liquor License at the subject premises;

WHEREAS, ANC 6B finds that the sale of single containers of beer, of 40 ounces or less, is associated with alcoholism, the illegal public consumption of alcohol, which, in turn, is associated with violence and other harmful and offensive behavior, including aggressive panhandling, and with the accumulation of destructive and publicly costly trash and litter; and,

WHEREAS, the ability of the District of Columbia government to provide essential public services is compromised by the failure of businesses and individuals to pay their financial obligations to the government in a full and timely manner; and,

WHEREAS, the strict enforcement of health, safety, and security regulations enhances compliance with such regulations, and, in turn, preserves and enhances the peace, order, and quiet of communities within the District of Columbia; and,

WHEREAS, the Applicant hereby certifies that it does not owe more than \$100 to the District of Columbia government as the result of any fine, fee, penalty interest or past due tax;

WHEREAS, Applicant declares that ending the sale of single containers of beer of over 16 ounces will result in financial hardship and will severely limit the successful operation of the Applicant's liquor department;

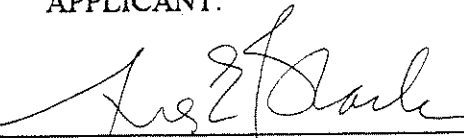
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2. Applicant will endeavor to make its property and adjacent public space (up to the street curb line) inhospitable to loitering and panhandling by:
  - a. maintaining a "No Loitering/No Panhandling" sign on the outside of the establishment;
  - b. asking loiterers outside the establishment to move on;
  - c. calling the MPD to remove the loiters if they refuse Applicant's request to move on; and,
  - d. taking such other action as may be reasonable and appropriate.
3. Applicant states that it has always attempted to maintain its property and adjacent public space up to the street curb line adjacent in a clean and litter-free condition, and it will continue to do so by:
  - a. picking up trash, including beverage bottles and cans, on a daily basis.
  - b. sweeping the outside of the establishment on a daily basis.
4. Applicant will participate in an ABC Board-approved course in alcoholic beverage sales management whenever a new manager takes over its liquor department.
5. In consideration of, and reliance upon, the commitments reflected in paragraph 1-4, the ANC hereby withdraws its opposition to the applicant's pending license application.
6. 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:   
Area Real Estate Manager  
Safeway Inc.

By:   
GOTTLIEB SIMON  


AGREEMENT #15015

Made this 30<sup>th</sup> day of May 2001, by and between Safeway, Inc., t/a Safeway, (the Applicant), and Advisory Neighborhood Commission 6B, (the ANC).

WITNESSETH

WHEREAS, Applicant's application for a Retailers' Class "A" license for premises, 415 14th Street SE, ABC Application #15015, 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 improve their existing agreement regarding the use of a Retailers' Class "A" Liquor License at the subject premises;

NOW, THEREFORE, the parties agree to amend their existing agreement by adding the following:

Amendment #1. Applicant agrees to sell single containers of beer of 40 or fewer ounces ("singles") only in clear or translucent plastic bags.

Amendment #2. Applicant agrees not to sell single "half-pints" of liquor.

In consideration of, and reliance upon, the commitment in Amendment #1 and #2 above, the ANC hereby withdraws its opposition to the applicant's pending license application.

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

APPLICANT:

ANC 6B:

By: Antonio S. DalBello

By: Bill Hill