


<p>Phil Lepanto, 1D01 phil.lepanto@gmail.com</p>	<p>Mount Pleasant Advisory Neighborhood Commission</p>	<p>Gregg Edwards, 1D04 Chair g@ge1.org</p>
<p>Oliver Tunda, 1D02 tunda21@hotmail.com</p>		<p>Dave Bosserman, 1D05 orilla@comcast.net</p>
<p>Jack McKay, 1D03 Secretary and Treasurer jack.mckay@verizon.net</p>	<p>1380 Monroe St NW, #117, Washington, DC 20010 Tel: 234-6646 Web: www.anc1d.org e-mail: anc1d@googlegroups.com</p>	<p>Angelia Scott, 1D06 Vice Chair pastorascott@yahoo.com</p>

Roll-up resolution on Don Juan's live music entertainment

Resolved, ANC 1D advises the Alcoholic Beverage Control Board to accept the following list of resolutions as a roll-up of previous 1D resolutions which apply in some way to the Don Juan's application for live music entertainment, and to the reasons why the neighborhood would be improved by termination of the MPNA voluntary agreement. Because of the first resolution noted (2005 05 03), earlier resolutions do not apply. 1D's resolutions over several years converged to a recommended Cooperative Agreement in two versions, A& B.

One purpose of this "roll-up" of past resolutions into a single current compilation is to assert that it is the intent of 1D that general resolutions which did not specify application to Don Juan's were and now are intended to do so.

A second purpose is to pull out of the previous versions of the resolutions the specific points that by the ANC law must be addressed by ABC in particularity from the perspective of this ANC, and if ABC is not persuaded, then ABC must specify the evidence and why that evidence outweighs that presented by this ANC.

A third purpose is to lay out 1D's conclusions, after about two dozen public meetings and discussion, that ABC's old approach of considering only specific features of a license should be superseded by one that considers impacts on Peace, Order, and Quiet and other neighborhood conditions as an integrated pattern.

This resolution incorporates by reference the last compilation of 1D's Cooperative Agreement in two versions A& B, seen in the appendix. This CA is needed as an institutional context for live entertainment and as less restrictive and detailed list of constraints.

Finally, 1D advises ABC to consider this case to be a new case, on three grounds: This case is at the Order of the DC Court of Appeal and not arising out of ABC's offer of a rehearing. The Order did not limit the time window of ANC 1D resolutions. The Order doesn't refer to impacts on the Mt Pleasant neighborhood at an earlier date, but apparently now.

(The roll-up will be found in this document: [Roll-up of ANC 1D resolutions on Don Juans.pdf.](#))

Passed by 4 to 1 vote at the legally noticed, public meeting of ANC1D on June 1, 2010, with a quorum present. Voting "yes": Commissioners Edwards, Scott, Bosserman, Tunda. Voting "no": Commissioner McKay.