



ADVISORY NEIGHBORHOOD COMMISSION 3E

TENLEYTOWN AMERICAN UNIVERSITY PARK FRIENDSHIP HEIGHTS
c/o Lisner-Louise-Dickson-Hurt Home 5425 Western Avenue, NW Washington, DC 20015
www.anc3e.org

RESOLUTION OF PROTEST IN ABRA-072038

WHEREAS:

1. ABRA noticed a hearing for renewal of a Class "C" Restaurant license for Style Concept Studio, LLC, doing business as Le Chat Noir ("Chat"), for May 13, 2013, with the comment period closing on April 29, 2013.
2. ANC 3E received a detailed complaint from a constituent about noise and disturbance associated with Chat at its April 11, 2013 meeting.
3. The ANC approved a motion at that meeting directing the SMD commissioner to seek consent from Chat to extend the comment period until after the ANC's next meeting to permit the commissioner to seek an amicable resolution of the complaint. If Chat refused consent, pursuant to the motion, the ANC would protest renewal of Chat's license.
4. The SMD commissioner spoke to a representative of Chat who, after consultation with counsel, refused consent to extend the comment period; accordingly, the ANC lodged a protest.
5. After the protest was lodged, the SMD commissioner and representatives from Chat met with an ABRA mediator and agreed in principle on certain steps to address the constituent's legitimate concerns.
6. Subsequently, the ANC and Chat concluded a settlement agreement, which the ANC believes sufficiently protects the public interest to justify its support of Chat's application.

NOW THEREFORE BE IT RESOLVED:

1. ANC 3E adopts the attached settlement agreement.
2. ANC 3E respectfully withdraws its protest against Chat in ABRA-072038, and supports the application in this matter, relying in part on the promises contained within the attached settlement agreement.
3. ANC 3E and Chat respectfully ask ABRA to incorporate the promises contained within the settlement agreement into any order it issues with regard to this matter.

The resolution passed by a vote of 4-0 at a properly noticed meeting held on June 13, 2013, at which a quorum was present, with Commissioners Bender, Frumin, Quinn, and Serebin in attendance.

ANC 3E

by Jonathan Bender
Chairperson