

VOLUNTARY AGREEMENT

Made this 20th day of September 2004, by and between Connecticut Avenue CVS, Inc. t/a CVS Pharmacy #2104 (the applicant), and Advisory Neighborhood Commission 3F, North Cleveland Park, Forest Hills and Tenleytown (the ANC).

WITNESSETH

WHEREAS: pending before the Alcoholic Beverage Regulation Administration, is the Applicant's application for renewal of a Retailer Class "B" license for its premises at 5011 Connecticut Avenue, N.W., Application No. 11079-04/053P; and

WHEREAS: the Applicant is located within the boundaries of the ANC; and

WHEREAS: the ANC protested renewal of the license on the grounds of peace, order, and quiet; and

WHEREAS: both Applicant and ANC desire to enter into an agreement articulating an understanding of specific operating procedures and practices of Applicant,

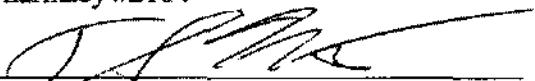
THEREFORE: in consideration of the premises recited, and the mutual covenants and promises set forth below, the parties agree as follows:

1. Applicant shall comply with all aspects of the Civil Infractions Act and the Litter Control Administration Act and maintain in a neat and orderly appearance the exterior areas of its store, including the associated parking area under its control.
2. Applicant shall maintain in a neat and orderly appearance the area around its dumpsters with all trash and debris placed in the dumpsters. The covers to the dumpsters shall be secured in a closed position when not in use. CVS shall direct its removal service not to empty the dumpsters earlier than 7:00 a.m.
3. Applicant shall keep the sidewalk in front of the property clear of ice and snow.

4. Any contemplated substantial changes to Applicant's operation will be brought to the attention of the ANC prior to implementation and will be implemented only after Alcoholic Beverage Control Board/Alcoholic Beverage Regulation Administration approval.
5. Upon execution of this Agreement by both parties, the ANC shall withdraw its protest of the renewal of CVS's Retail Class "B" license.
6. The parties further agree that any failure of Applicant to adhere to the foregoing commitments would constitute grounds for the ANC to petition the Alcoholic Beverage Control Board for issuance of an order to show cause to gain the Applicant's compliance with the terms of this Agreement.

IN WITNESS WHEREOF: the parties have affixed hereunto their hands and seals on the years and day first above written.

APPLICANT: Connecticut Avenue CVS, Inc.
T/A CVS Pharmacy #2104

BY: 

Name: Thomas S. Moffatt

Title: Secretary and Senior Legal Counsel

ADVISORY NEIGHBORHOOD COMMISSION 3F

BY: 
Karen Lee Perry, Chair

Approved by a vote of 5-0-0 at a duly noticed public meeting of ANC 3F on Sept 20 2004, with a quorum present.