GOVERNMENT OF THE DISTRICT OF COLUMBIA

ADVISORY NEIGHBORHOOD COMMISSION 3A

June 18, 2025

ABC Board
DC Alcoholic Beverage and Cannabis Administration
2000 14th Street NW
Washington, DC 20009

Sent by e-mail

RE: Proposed Amendment to Settlement Agreement between ANC 3A and the Applicant Licensed Medical Cannabis Retailer Top Level LLC (ABCA-127009) Trade Name "Aligned" at 3715 Macomb Street NW in Response to Application for Substantial Change to add an Endorsement for Safe Use Treatment

To the Board:

On behalf of ANC 3A, I am sharing the proposed amendment to the current Settlement Agreement between our ANC and Top Level LLC (d/b/a Aligned) which holds License ABC-127009 to Operate as Medical Cannabis Retailer at 3715 Macomb Street NW in ANC3A03.

Top Level has requested a Substantial Change to add an Endorsement for Safe Use Treatment at the above address. The Protest Deadline is scheduled for June 23,2025.

At its duly-noticed Public Meeting on June 17, 2025, at which a quorum was present, ANC 3A voted unanimously (4-0-0) to support the requested endorsement in conjunction with adding a set of proposed provisions to the Settlement Agreement, and the proposed Amendment to the Settlement Agreement was then signed by the ANC 3A Chair as well as by the applicant, Brittney General, the owner of Top Level LLC.

We hope that the Amendment to the Settlement Agreement can be scheduled for review and approval by the ABC Board. Please do not hesitate to be in touch if you have any difficulty accessing the attached document or have any questions. Thank you very much for your consideration.

Sincerely,

Thaddeus Bradley-Lewis
Chair, ANC 3A

Attachment: Proposed Amendment to Settlement Agreement between ANC 3A and Top Level LLC, signed by both parties June 17, 2025

Amendment to Settlement Agreement between Advisory Neighborhood Commission 3A ("ANC") and Top Level LLC d/b/a Aligned at 3715 Macomb Street NW (Second Floor), Washington, DC RE Application for Substantial Change to Medical Cannabis Retailer License ABCA-127009

Top Level LLC (the "Licensee") has applied for a Substantial Change to its Medical Cannabis Retailer License ABCA-127009 (the "License") to add an endorsement for a Safe Use Treatment Facility located on the second floor at 3715 Macomb Street NW, Washington, DC (the "Premises") and filed the Application with the Alcoholic Beverage and Cannabis Administration (ABCA).

The ANC and the Licensee ("the Parties") want to cooperate to mitigate concerns related to the potential impact of operation of the Establishment on the peace, order and quiet in the surrounding community; and

In lieu of contested protest proceedings regarding the application for the License, the ANC proposes to amend the existing Settlement Agreement between Top Level and ANC 3A, pursuant to D.C. Official Code§ 7- 1671, in order to address such concerns.

The Parties request that the following provisions be incorporated in the current settlement agreement:

1. The Licensee shall not permit smoking of burning cannabis or tobacco anywhere on the premises.

2. The Licensee will focus on offering edible products in the Safe Use Treatment Facility. The amount of edible product provided shall not exceed 30 milligrams (mg) of THC per customer per treatment session.

3. Upon expiration of the approved hours of operation, no patient may remain in the Safe Use Treatment Facility, possess an open container of cannabis, or engage in the consumption of cannabis.

4. In order to avoid noise nuisances:

a. The Licensee or its agents shall not allow or permit amplified sounds or vibrations to be generated at such intensity that they may be heard outside the establishment or in a dwelling with its windows and doors closed, except where such amplified sounds are heard outside due to the normal ingress and egress of people from the premises.

b. The Licensee shall not place speakers on or along any wall shared with a residence, an office, or a commercial establishment serving customers.

c. The Licensee shall direct speakers away from all doors, windows, and other openings leading to the exterior of the establishment, and any wall shared with a residence, office, or a commercial establishment serving customers.

4. Because edible products will be offered to patrons in the Safe Use Treatment Facility, the Licensee shall take steps to avoid problems with rodents or other pests, and also avoid issues with food safety or odor nuisances. Licensee shall ensure that products are stored on the premises in compliance with standard health and safety practices, and shall handle trash and recycling in accordance with District law. Waste or trash disposed outside the premises shall be placed in receptacles that are kept securely closed to prevent rodents or other animals from gaining access. Licensee shall not dispose of waste or trash in plastic bags placed on the ground in the alley.

If a complaint is received by the Licensee or the ANC about noise, odor, or disposal of waste or trash at the premises, the Licensee may timely acknowledge the complaints and may attempt to resolve the complaint in a timely manner and in good faith. If a complaint is not resolved, the ANC may work with the Licensee and complainant to resolve the matter. If unresolved, the ANC may trigger the notice and opportunity to cure provisions of the original settlement agreement.

A copy of the Agreement shall be kept on the premises and made available to law enforcement officers and Alcoholic Beverage and Cannabis Administration inspectors immediately upon request.

This Agreement shall be binding upon and enforceable against the successors of the Licensee.

The Licensee agrees to specifically notify any prospective transferee of the existence of the Settlement Agreement as a whole, and to provide them with a copy.

SIGNATURES OF THE PARTIES TO THIS AGREEMENT:

For the Establishment:
Brittney General
Owner
Aligned
3718 Macomb Street, NW
Washington, DC 20016

For the ANC:
Thaddeus Bradley-Lewis
Chair
ANC 3A
3841 Newark St. NW, Apt# F456
Washington, DC 20016