

File No. 171057

Committee Item No. 1

Board Item No. _____

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Comm: Public Safety & Neighborhood Services

Date: January 24, 2018

Board of Supervisors Meeting:

Date: _____

Cmte Board

- | | | |
|-------------------------------------|--------------------------|--|
| <input type="checkbox"/> | <input type="checkbox"/> | Motion |
| <input type="checkbox"/> | <input type="checkbox"/> | Resolution |
| <input type="checkbox"/> | <input type="checkbox"/> | Ordinance |
| <input type="checkbox"/> | <input type="checkbox"/> | Legislative Digest |
| <input type="checkbox"/> | <input type="checkbox"/> | Budget and Legislative Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Youth Commission Report |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Introduction Form |
| <input type="checkbox"/> | <input type="checkbox"/> | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/> | <input type="checkbox"/> | MOU |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Information Form |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Subcontract Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Contract/Agreement |
| <input type="checkbox"/> | <input type="checkbox"/> | Form 126 – Ethics Commission |
| <input type="checkbox"/> | <input type="checkbox"/> | Award Letter |
| <input type="checkbox"/> | <input type="checkbox"/> | Application |
| <input type="checkbox"/> | <input type="checkbox"/> | Public Correspondence |

OTHER

(Click the text below for a direct link to the document)

- | | | |
|-------------------------------------|--------------------------|--|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <u>SFPD ALU Response - Received January 17, 2018</u> |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <u>Planning Department Response - Received January 8, 2018</u> |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <u>Referral Letter - September 29, 2017</u> |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <u>PC or N Request Letter - September 28, 2017</u> |
| <input type="checkbox"/> | <input type="checkbox"/> | _____ |

Prepared by: John Carroll

Date: January 19, 2018

Prepared by: _____

Date: _____

Carroll, John (BOS)

From: Carroll, John (BOS)
Sent: Wednesday, January 17, 2018 2:16 PM
To: (carolyn.goossen@sfgov.org); 'Yu, Angelina (BOS)'; Lambright, Koledon (BOS)
Cc: 'justin.gebb@abc.ca.gov'; 'Meyer, Rose @ABC'; Gordon, Nelly (POL); George, Gigi (POL); CPC.Referrals; 'Angulo, Sunny (sunny.angulo@sfgov.org)'; Hepner, Lee (BOS); Yan, Calvin (BOS); 'michaelye1119@gmail.com'; 'jenniechen185@gmail.com'
Subject: Liquor License PC or N - Liquor License - 915 Stockton Street - Gum Hua Lee
Categories: 171057

Good afternoon,

The Police Department has completed their review of the subject application, and has forwarded their recommendation for approval with no conditions. For your convenience, I have their review available from the link below:

[Police Department Response - January 17, 2018](#)

I invite you to review the entire matter on our [Legislative Research Center](#) by following the link below:

[Board of Supervisors File No. 171057](#)

This request for findings of public convenience or necessity may be heard at a future regular meeting of the Public Safety and Neighborhood Services Committee.

Thanks for the review.

John Carroll
Assistant Clerk
Board of Supervisors
San Francisco City Hall, Room 244
San Francisco, CA 94102
(415)554-4445 - Direct | (415)554-5163 - Fax
john.carroll@sfgov.org | bos.legislation@sfgov.org

 Click [here](#) to complete a Board of Supervisors Customer Service Satisfaction form.

The [Legislative Research Center](#) provides 24-hour access to Board of Supervisors legislation and archived matters since August 1998.

Disclosures: Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted. Members of the public are not required to provide personal identifying information when they communicate with the Board of Supervisors and its committees. All written or oral communications that members of the public submit to the Clerk's Office regarding pending legislation or hearings will be made available to all members of the public for inspection and copying. The Clerk's Office does not redact any information from these submissions. This means that personal information—including names, phone numbers, addresses and similar information that a member of the public elects to submit to the Board and its committees—may appear on the Board of Supervisors website or in other public documents that members of the public may inspect or copy.



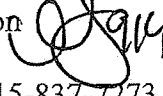
San Francisco Police Department
ABC Liaison Unit



Alcoholic Beverage License -
*Public Convenience or
Necessity Recommendation*

To: The San Francisco Board of Supervisors' Committee on Public Safety
and Neighborhood Services

Supervisor Hillary Ronen
Supervisor Jeff Sheehy
Supervisor Sandra Lee Fewer

From: A/C Lieutenant Nelly Gordon 
Officer in Charge
ABC Liaison Unit (ALU) 415-837-7273

Date: January 17, 2018

Subject: P.C.N. Investigation Regarding: Chen, Jennie Jie
DBA: Gum Hua Lee
915-917 Stockton Street
San Francisco, CA. 94108-1607
Jennie Jie Chen
(415) 415-299-1118

Ms. Jennie Jie Chen on behalf of Gum Hua Lee has filed an application with the California Department of Alcoholic Beverage Control seeking to relocate her -Type 21 (Off-Sale General) License from 903 Stockton Street to 915-917 Stockton (located between Washington St. and Sacramento St.).

Hours of Operation:

9:30 am to 7:00 pm daily.

Digest:

Gum Hua Lee is looking to relocate to 915-917 Stockton Street in San Francisco in the Chinatown neighborhood. Gum Hua Lee has been in business for over 30 years in the Chinatown neighborhood. If approved, this license will allow Gum Hua Lee to sell Off-Sale Beer, Wine and Distilled Spirits.

Letters of Protest:

No Record

Letters of Support:

No Record

Police Calls for Service:

From September 2016 to September 2017

0 call for service

Police Reports:

From September 2016 to September 2017

0 police report

San Francisco Plot Information:

This premise is located in Plot: **148**

A High Crime area is defined as **78** or more police reports in a plot for the year of **2016**.

This plot had **143** police reports for **2016**, which is **65** more than the **Citywide “High Crime”** average.

State Census Tract Information:

This premise is located in Census Tract: **113.00**

Population for this tract is: **3,143**

On-sale license authorized by census tract: **11**

Active on-sale licenses: 2 with **0** pending

Off-sale licenses authorized by census tract: **2**

Active off-sale licenses: 3 with 0 pending

Departmental Recommendation:

Points of consideration: **5**

No opposition from **Central District**

Applicant premise **is** located in a “**High Crime**” area.

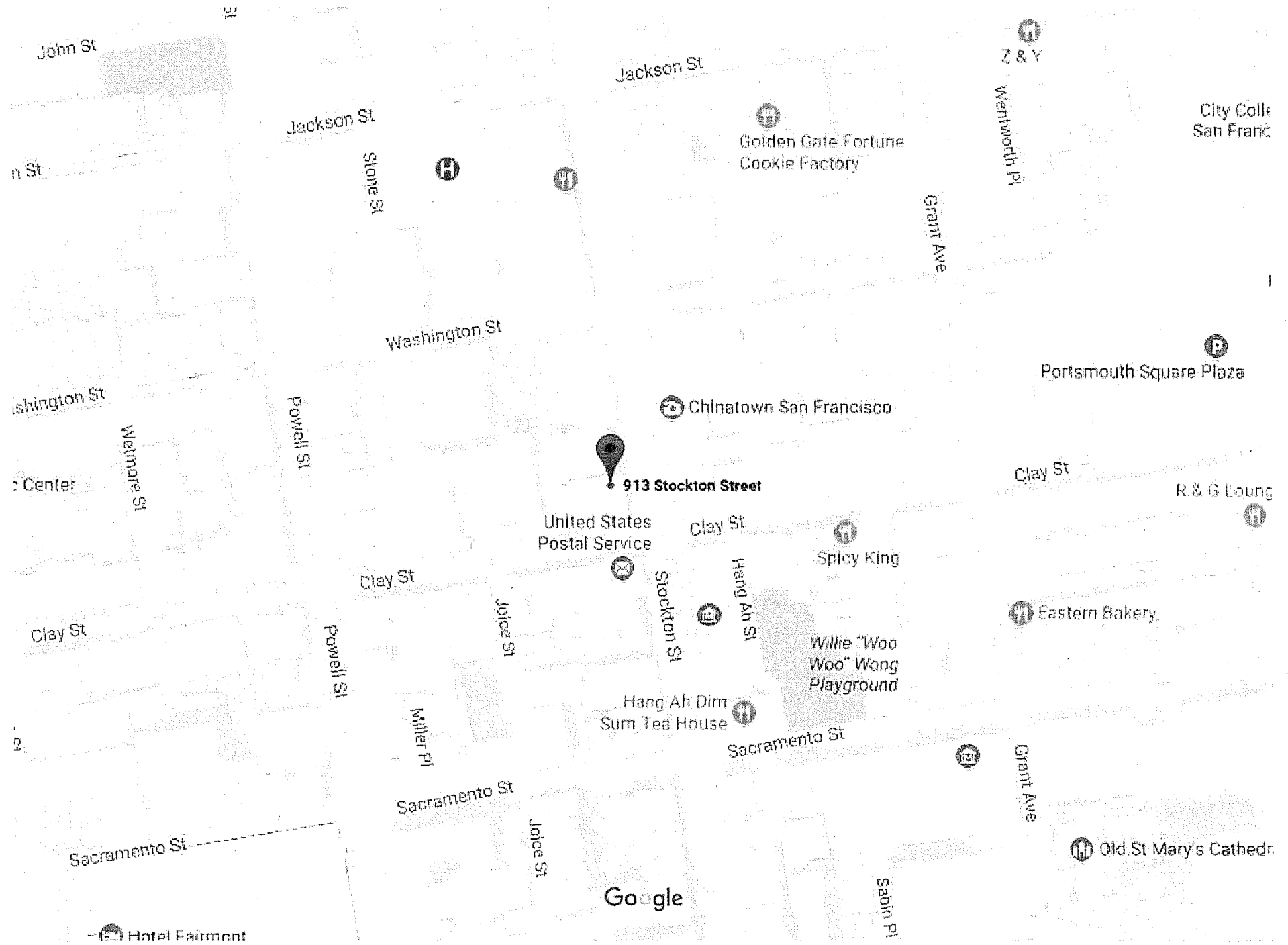
Applicant premise **is** located in an “**undue concentration**” area.

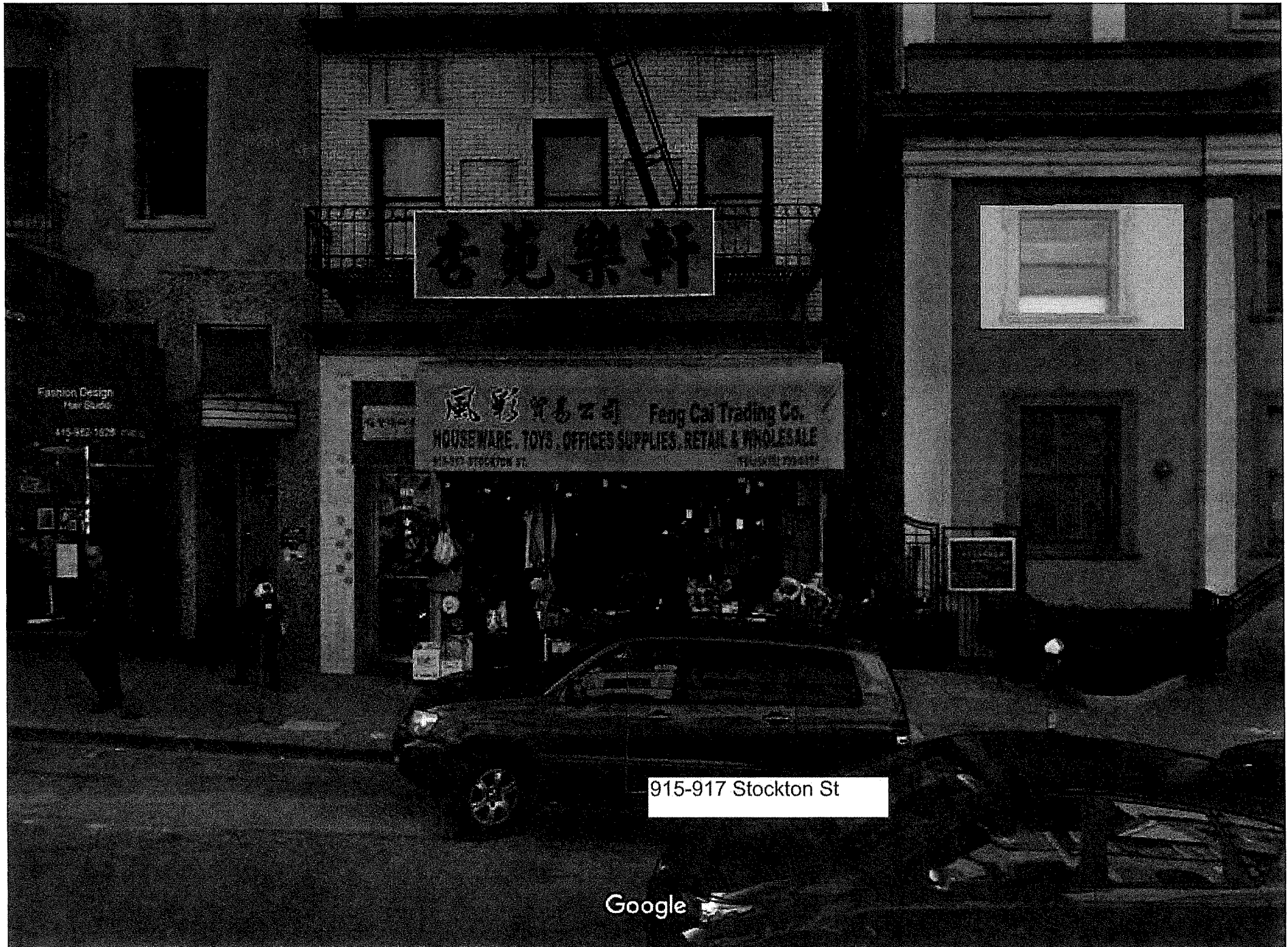
0 - Record of protest.

0 - Record of support.

ALU Recommendation: **Approval with No conditions**

End





Carroll, John (BOS)

From: Carroll, John (BOS)
Sent: Monday, January 08, 2018 3:59 PM
To: Gordon, Nelly (POL); George, Gigi (POL); Dinh, Dawn (POL)
Cc: (carolyn.goossen@sfgov.org); 'Angulo, Sunny (sunny.angulo@sfgov.org)'; Hepner, Lee (BOS); Yan, Calvin (BOS); 'justin.gebb@abc.ca.gov'; 'Meyer, Rose @ABC'; 'michaelye1119@gmail.com'; 'jenniechen185@gmail.com'; Powell, Georgia (CPC); CPC.Referrals
Subject: Liquor License PC or N Referral - 915 Stockton Street - Gum Hua Lee

Good morning,

The Planning Department has completed their review of the subject application, and has forwarded their recommendation for approval. For you convenience, I have their review available from the link below:


[Planning Dept. Response - Received January 8, 2018](#)

I invite you to review the entire matter on our [Legislative Research Center](#) by following the link below:

[Board of Supervisors File No. 171057](#)

Thanks for the review.

John Carroll
Assistant Clerk
Board of Supervisors
San Francisco City Hall, Room 244
San Francisco, CA 94102
(415)554-4445 - Direct | (415)554-5163 - Fax
john.carroll@sfgov.org | bos.legislation@sfgov.org

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(SA) C

DCP FEE

RECEIVED

LIQUOR LICENSE REVIEW

SEP 29 2017

CITY & COUNTY OF S.F.
PLANNING DEPARTMENT
155 GRIFFIN DRIVE

TO: Planning Department
AnMarie Rodgers/CTYPLN/SFGOV
Georgia Powell/CTYPLN/SFGOV@SFGOV
Fax No.: (415) 558-6409

File: 171057

TO: Police Department
Inspector Nelly Gordon
Phone: (415) 837-7273

Block/lot: 0211/003
Zoning: CRNC
Quad: NE

DATE: September 29, 2017

Re word # 2017-012635
MIS

Please submit your response in four to six weeks for the matter to be heard.
PLEASE EMAIL YOUR RESPONSE BY: November 9, 2017, to John Carroll,
Public Safety and Neighborhood Services Committee Clerk.
john.carroll@sfgov.org - Fax No: 554-5163

Applicant Name: Jennie Jie Chen
Michael Jian Hua Ye

Business Name: Gum Hua Lee

Application Address: 915-917 Stockton Street
San Francisco, CA 94108

and contact info: Contact:
Jennie Jie Chen
415-299-1118 Michael
Jian Hua Ye
415-299-1119

1/4/18
Approved Planning Dept. Seema Adina

PLANNING COMMENTS: Approval Denial
RECOMMEND APPROVAL. LIQUOR STORE PRINCIPALLY
PERMITTED IN THE CRNC ZONING DISTRICT AS
RETAIL USE PER P.C. SECTION 812 AND BPA # 2018.07.03.

7788

POLICE COMMENTS: Approval Denial

September 22, 2017

Clerk of the Board
San Francisco Board of Supervisors
1 Dr. Carlton B Goodlett Place, Room 244
San Francisco, California 94102

SEP 23 7:12:28

AK

Re: Public Convenience and Necessity "PCN" Request

Dear Clerk of the Board:

Gum Hua Lee liquor store has applied with the Department of Alcoholic Beverage Control (ABC) to transfer a type 21, off-sale General License to new location at 915-917 Stockton St. The new location is two doors down from existing location now located at 903 Stockton St. Before ABC will issue the premise to premise transfer, they require that we secure a Letter of Public Convenience and Necessity from San Francisco Board. The following facts are required.

Premise address: 915 Stockton St.
San Francisco, CA 94108

Mailing Address: 1745 Hickory Ave.
San Bruno, CA 94066-2943

Operational Hours: 9:30 AM to 7 PM, Monday to Sunday.

Gum Hua Lee is a minority owner operated small business located in the historic San Francisco Chinatown neighborhood. Gum Hua Lee store have been a neighborhood staple in Chinatown for more than 30 years. Local residents have been conveniently going to the store for generations. The store provides an extensive selection of fine wines/spirits, cooking wines, nonalcoholic beverages, and various snacks i.e.: chips and candy. We are requesting the relocation to updated site two doors down from existing location. The new site is similar in size but the facility is updated. The new updated location will enhance the local customers shopping experience and best serve existing local clientele. Customers can enjoy the same convenience of the store on the same street with an updated layout. This premise to premise transfer will not hinder the residents and businesses of the neighborhood do to existing business being within the same street. Gum Hua store has been an upstanding local business with no history of run ins with the law. Please take this letter request for issuance of the Type 21 license at location to allow Guam Hua Lee to provide the same local public convenience to the neighborhood.

Sincerely,

Jennie Jie Chen (Owner)

Michael Jian Hua Ye (Owner)



415-299-1118

415-299-1119

STATE OF CALIFORNIA
DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL
ALCOHOLIC BEVERAGE LICENSE

OFF-SALE GENERAL

VALID FROM

Apr 01, 2017

EXPIRES

Mar 31, 2018

CHEN, JENNIE JIE
1745 HICKORY AVE
SAN BRUNO, CA 94066-2943

TYPE NUMBER DUP

21 551939

AREA CODE

3800 24

RENEWAL

BUSINESS ADDRESS (IF DIFFERENT) DBA: GUM HUA LEE
903 STOCKTON ST
SAN FRANCISCO, CA 94108-1607

CONDITIONS

OWNERS: CHEN, JENNIE JIE
YE, MICHAEL JIAN HUA



IMPORTANT INFORMATION

EFFECTIVE PERIOD: This license is effective only for the operating period shown above. A new license will be sent 4 to 6 weeks after the expiration date on your license if payment is timely. Your license status will remain in good standing for 60 days after the expiration date if the renewal payment was received timely. To check the status of your license, visit <http://www.abc.ca.gov/datport/LQSMenu.html>.

RENEWAL NOTICES: Renewal notices are sent to premises address unless a specific mailing address is requested. If a notice is not received 30 days before expiration date shown above, contact the nearest ABC office. To assure receipt of notices, advise your local ABC office of any change in address.

RENEWAL DATES: It is the licensee's responsibility to pay the required renewal fee by the expiration date shown above.

A Penalty is charged for late renewal and the license can be automatically revoked for failure to pay.

RENEWAL PAYMENTS: Renewal payments can be made in person by visiting your local office or sent by mail to ABC Headquarters, 3927 Lennane Drive, Suite 100, Sacramento, CA 95834. If you do not have your renewal notice, your license number and the reason for payment (ex. "renewal") must be clearly indicated on the check. You can contact your local ABC office for your renewal fee amount.

SEASONAL LICENSES: It is the licensee's responsibility to pay the required renewal fee prior to the next operating period.

POSTING: Cover this license with glass or other transparent material and post it on premises in a conspicuous place.

CONDITIONS: A copy of all applicable conditions must be kept on premises.

LICENSEE NAME: Only 10 names will be printed on each license. If there are more names associated with the license, they will be indicated by "AND XX OTHERS". All names are on file and available upon request from your local ABC office.

DBA: If you change your business name please notify your local ABC office.

If you have any questions regarding this license, contact your local ABC office. You can find the contact information for each district office at <http://www.abc.ca.gov/distmap.html>.

NOTE: CONTACT YOUR LOCAL ABC OFFICE IF YOUR LICENSED PREMISES WILL BE TEMPORARILY CLOSED FOR MORE THAN 15 DAYS OR WILL BE PERMANENTLY CLOSED.

<http://www.abc.ca.gov>

@ca_abc CaliforniaABC

INFORMATION AND INSTRUCTIONS -

SECTION 23958.4 B&P

Instructions This form is to be used for all applications for original issuance or premises to premises transfer of licenses.

- Part 1 is to be completed by an ABC employee, given to applicant with pre-application package, with copy retained in holding file or applicant's district file.
- Part 2 is to be completed by the applicant, and returned to ABC.
- Part 3 is to be completed by the local governing body or its designated subordinate officer or body, and returned to ABC.

PART 1 - TO BE COMPLETED BY ABC

1. APPLICANT'S NAME

Jennie Jie Chen ; Michael Jian Hua Ye

2. PREMISES ADDRESS (Street number and name, city, zip code)

915-917 Stockton St., San Francisco CA 94108-1607

3. LICENSE TYPE

21

4. TYPE OF BUSINESS

- | | | | |
|---|--|--|--|
| <input type="checkbox"/> Full Service Restaurant | <input type="checkbox"/> Hofbrau/Cafeteria | <input type="checkbox"/> Cocktail Lounge | <input type="checkbox"/> Private Club |
| <input type="checkbox"/> Deli or Specialty Restaurant | <input type="checkbox"/> Comedy Club | <input type="checkbox"/> Night Club | <input type="checkbox"/> Veterans Club |
| <input type="checkbox"/> Cafe/Coffee Shop | <input type="checkbox"/> Brew Pub | <input type="checkbox"/> Tavern: Beer | <input type="checkbox"/> Fraternal Club |
| <input type="checkbox"/> Bed & Breakfast | <input type="checkbox"/> Theater | <input type="checkbox"/> Tavern: Beer & Wine | <input type="checkbox"/> Wine Tasting Room |
| <input type="checkbox"/> Wine only | <input type="checkbox"/> All | | |

- | | | | |
|--|--|--|--|
| <input type="checkbox"/> Supermarket | <input type="checkbox"/> Membership Store | <input type="checkbox"/> Service Station | <input type="checkbox"/> Swap Meet/Flea Market |
| <input checked="" type="checkbox"/> Liquor Store | <input type="checkbox"/> Department Store | <input type="checkbox"/> Convenience Market | <input type="checkbox"/> Drive-in Dairy |
| <input type="checkbox"/> Drug/Variety Store | <input type="checkbox"/> Florist/Gift Shop | <input type="checkbox"/> Convenience Market w/Gasoline | |
| <input type="checkbox"/> Other - describe: | | | |

5. COUNTY POPULATION

866,583

6. TOTAL NUMBER OF LICENSES IN COUNTY

On-Sale Off-Sale

7. RATIO OF LICENSES TO POPULATION IN COUNTY

1086 On-Sale Off-Sale

8. CENSUS TRACT NUMBER

113

9. NO. OF LICENSES ALLOWED IN CENSUS TRACT

On-Sale Off-Sale

10. NO. OF LICENSES EXISTING IN CENSUS TRACT

3 On-Sale Off-Sale

11. IS THE ABOVE CENSUS TRACT OVERCONCENTRATED WITH LICENSES? (i.e., does the ratio of licenses to population in the census tract exceed the ratio of licenses to population for the entire county?)

- Yes, the number of existing licenses exceeds the number allowed
- No, the number of existing licenses is lower than the number allowed

12. DOES LAW ENFORCEMENT AGENCY MAINTAIN CRIME STATISTICS?

- Yes (Go to Item #13) No (Go to Item #20)

13. CRIME REPORTING DISTRICT NUMBER

148

14. TOTAL NUMBER OF REPORTING DISTRICTS

653

15. TOTAL NUMBER OF OFFENSES IN ALL REPORTING DISTRICTS

50,774

16. AVERAGE NO. OF OFFENSES PER DISTRICT

78

17. 120% OF AVERAGE NUMBER OF OFFENSES

93

18. TOTAL NUMBER OF OFFENSES IN REPORTING DISTRICT

143

19. IS THE PREMISES LOCATED IN A HIGH CRIME REPORTING DISTRICT? (i.e., has a 20% greater number of reported crimes than the average number of reported crimes as determined from all crime reporting districts within the jurisdiction of the local law enforcement agency)

- Yes, the total number of offenses in the reporting district equals or exceeds the total number in item #17
- No, the total number of offenses in the reporting district is lower than the total number in item #17

20. CHECK THE BOX THAT APPLIES (check only one box)

- a. If "No" is checked in both item #11 and item #19, Section 23958.4 B&P does not apply to this application, and no additional information will be needed on this issue. Advise the applicant to bring this completed form to ABC when filing the application.
- b. If "Yes" is checked in either item #11 or item #19, and the applicant is applying for a non-retail license, a retail bona fide public eating place license, a retail license issued for a hotel, motel or other lodging establishment as defined in Section 25503.16(b) B&P, or a retail license issued in conjunction with a beer manufacturer's license, or winegrower's license, advise the applicant to complete Section 2 and bring the completed form to ABC when filing the application or as soon as possible thereafter.
- c. If "Yes" is checked in either item #11 or item #19, and the applicant is applying for an off-sale beer and wine license, an off-sale general license, an on-sale beer license, an on-sale beer and wine (public premises) license, or an on-sale general (public premises) license; advise the applicant to take this form to the local governing body, or its designated subordinate officer or body to have them complete Section 3. The completed form will need to be provided to ABC in order to process the application.

Governing Body/Designated Subordinate Name:

Board of Supervisors

FOR DEPARTMENT USE ONLY

PREPARED BY (Name of Department Employee)

APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE(S)

ABC 211 (6/99)

JENNIE CHEN

TO: Department of Alcoholic Beverage Control
33 NEW MONTGOMERY STREET
SUITE 1230
SAN FRANCISCO, CA 94105
(415) 356-6500

File Number: 585314
Receipt Number: 2452418
Geographical Code: 3800
Copies Mailed Date: September 13, 2017
Issued Date:

(415) 299-1119

DISTRICT SERVING LOCATION: SAN FRANCISCO
First Owner: CHEN, JENNIE JIE
Name of Business: GUM HUA LEE
Location of Business: 915-917 STOCKTON ST
SAN FRANCISCO, CA 94108-1607
County: SAN FRANCISCO

Is Premise inside city limits? Yes Census Tract 0113.00

Mailing Address:
(If different from
premises address)

Type of license(s): 21

Transferor's license/name: 551939 / CHEN, JENNIE JIE Dropping Partner: Yes No

Table with 7 columns: License Type, Transaction Type, Fee Type, Master, Dup, Date, Fee. Row 1: 21 - Off-Sale General, PREMISE TO PREMISE TRANSFER NA, Y, 0, 09/13/17, \$100.00. Row 2: Total, \$100.00.

Have you ever been convicted of a felony? No
Have you ever violated any provisions of the Alcoholic Beverage Control Act, or regulations of the
Department pertaining to the Act? No

Explain any "Yes" answer to the above questions on an attachment which shall be deemed part of this application.

Applicant agrees (a) that any manager employed in an on-sale licensed premises will have all the qualifications
of a licensee, and (b) that he will not violate or cause or permit to be violated any of the provisions of the
Alcoholic Beverage Control Act.

STATE OF CALIFORNIA County of SAN FRANCISCO Date: September 13, 2017

Under penalty of perjury, each person whose signature appears below, certifies and says: (1) He is an applicant, or one of the applicants, or an executive
officer of the applicant corporation, named in the foregoing application, duly authorized to make this application on its behalf; (2) that he has read the
foregoing and knows the contents thereof and that each of the above statements therein made are true; (3) that no person other than the applicant or
applicants has any direct or indirect interest in the applicant or applicant's business to be conducted under the license(s) for which this application is made;
(4) that the transfer application or proposed transfer is not made to satisfy the payment of a loan or to fulfill an agreement entered into more than ninety
(90) days preceding the day on which the transfer application is filed with the Department or to gain or establish a preference to or for any creditor or
transferor or to defraud or injure any creditor of transferor; (5) that the transfer application may be withdrawn by either the applicant or the licensee with
no resulting liability to the Department.

Effective July 1, 2012, Revenue and Taxation Code Section 7057, authorizes the State Board of Equalization and the Franchise Tax Board to
share taxpayer information with Department of Alcoholic Beverage Control. The Department may suspend, revoke, and refuse to issue a license
if the licensee's name appears in the 500 largest tax delinquencies list. (Business and Professions Code Section 494.5.)

Applicant Name(s)

Applicant Signature(s)

CHEN, JENNIE JIE

See 211 Signature Page

YE, MICHAEL JIAN HUA

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2017 SEP 18 AM 8:26

Carroll, John (BOS)

From: Carroll, John (BOS)
Sent: Friday, September 29, 2017 3:11 PM
To: Rodgers, AnMarie; Powell, Georgia (CPC); Gordon, Nelly (POL)
Cc: (carolyn.goossen@sfgov.org); 'Angulo, Sunny (sunny.angulo@sfgov.org)'; Hepner, Lee (BOS); Rubenstein, Beth (BOS); 'justin.gebb@abc.ca.gov'; 'joan.bernardino@abc.ca.gov'; 'michaelye1119@gmail.com'; 'jenniechen185@gmail.com'
Subject: Liquor License PC or N Referral - 915 Stockton Street - Gum Hua Lee
Categories: 171057

Good afternoon,

The office of the Clerk of the Board has received a letter requesting public convenience or necessity recommendations for a liquor license transfer. This matter is being referred to you for response via the following linked document:

[Referral Letter to Planning and Police Departments](#)

I invite you to review the entire matter on our [Legislative Research Center](#) by following the link below:


[Board of Supervisors File No. 171057](#)

After receiving review from the Planning and Police Departments, the Public Safety and Neighborhood Services Committee may hear and consider public convenience or necessity findings for the application, to be forwarded to the California Department of Alcoholic Beverage Control for their consideration in the license matter.

I request the department's response before November 9, 2017.

Thanks for the review.

John Carroll
Assistant Clerk
Board of Supervisors
San Francisco City Hall, Room 244
San Francisco, CA 94102
(415)554-4445 - Direct | (415)554-5163 - Fax
john.carroll@sfgov.org | bos.legislation@sfgov.org

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LIQUOR LICENSE REVIEW

TO: Planning Department
AnMarie Rodgers/CTYPLN/SFGOV
Georgia Powell/CTYPLN/SFGOV@SFGOV
Fax No.: (415) 558-6409

File: 171057

TO: Police Department
Inspector Nelly Gordon
Phone: (415) 837-7273

DATE: September 29, 2017

Please submit your response in four to six weeks for the matter to be heard.
PLEASE EMAIL YOUR RESPONSE BY: November 9, 2017, to John Carroll,
Public Safety and Neighborhood Services Committee Clerk.
john.carroll@sfgov.org - Fax No: 554-5163

Applicant Name: Jennie Jie Chen
Michael Jian Hua Ye

Business Name: Gum Hua Lee

Application Address: 915-917 Stockton Street
San Francisco, CA 94108

and contact info: Contact:
Jennie Jie Chen
415-299-1118 Michael
Jian Hua Ye
415-299-1119

PLANNING COMMENTS: Approval Denial

POLICE COMMENTS: Approval Denial

September 22, 2017

Clerk of the Board
San Francisco Board of Supervisors
1 Dr. Carlton B Goodlett Place, Room 244
San Francisco, California 94102

BOARD OF SUPERVISORS
SAN FRANCISCO

2017 SEP 26 PM 2:28

ST AK

Re: Public Convenience and Necessity "PCN" Request

Dear Clerk of the Board:

Gum Hua Lee liquor store has applied with the Department of Alcoholic Beverage Control (ABC) to transfer a type 21, off-sale General License to new location at 915-917 Stockton St. The new location is two doors down from existing location now located at 903 Stockton St. Before ABC will issue the premise to premise transfer, they require that we secure a Letter of Public Convenience and Necessity from San Francisco Board. The following facts are required.

Premise address: 915 Stockton St.
San Francisco, CA 94108

Mailing Address: 1745 Hickory Ave.
San Bruno, CA 94066-2943

Operational Hours: 9:30 AM to 7 PM, Monday to Sunday.

Gum Hua Lee is a minority owner operated small business located in the historic San Francisco Chinatown neighborhood. Gum Hua Lee store have been a neighborhood staple in Chinatown for more than 30 years. Local residents have been conveniently going to the store for generations. The store provides an extensive selection of fine wines/spirits, cooking wines, nonalcoholic beverages, and various snacks i.e.: chips and candy. We are requesting the relocation to updated site two doors down from existing location. The new site is similar in size but the facility is updated. The new updated location will enhance the local customers shopping experience and best serve existing local clientele. Customers can enjoy the same convenience of the store on the same street with an updated layout. This premise to premise transfer will not hinder the residents and businesses of the neighborhood do to existing business being within the same street. Gum Hua store has been an upstanding local business with no history of run ins with the law. Please take this letter request for issuance of the Type 21 license at location to allow Guam Hua Lee to provide the same local public convenience to the neighborhood.

Sincerely,

Jennie Jie Chen (Owner)

Michael Jian Hua Ye (Owner)



415-299-1118

415-299-1119

STATE OF CALIFORNIA
DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL
ALCOHOLIC BEVERAGE LICENSE

OFF-SALE GENERAL

VALID FROM

Apr 01, 2017

CHEN, JENNIE JIE
1745 HICKORY AVE
SAN BRUNO, CA 94066-2943

EXPIRES

Mar 31, 2018

TYPE NUMBER DUP

21 551939

AREA CODE

3800 24

BUSINESS ADDRESS (IF DIFFERENT) DBA: GUM HUA LEE
903 STOCKTON ST
SAN FRANCISCO, CA 94108-1607

RENEWAL

CONDITIONS

OWNERS: CHEN, JENNIE JIE
YE, MICHAEL JIAN HUA



IMPORTANT INFORMATION

EFFECTIVE PERIOD: This license is effective only for the operating period shown above. A new license will be sent 4 to 6 weeks after the expiration date on your license if payment is timely. Your license status will remain in good standing for 60 days after the expiration date if the renewal payment was received timely. To check the status of your license, visit <http://www.abc.ca.gov/datport/LQSMenu.html>.

RENEWAL NOTICES: Renewal notices are sent to premises address unless a specific mailing address is requested. If a notice is not received 30 days before expiration date shown above, contact the nearest ABC office. To assure receipt of notices, advise your local ABC office of any change in address.

RENEWAL DATES: It is the licensee's responsibility to pay the required renewal fee by the expiration date shown above.

A Penalty is charged for late renewal and the license can be automatically revoked for failure to pay.

RENEWAL PAYMENTS: Renewal payments can be made in person by visiting your local office or sent by mail to ABC Headquarters, 3927 Lennane Drive, Suite 100, Sacramento, CA 95834. If you do not have your renewal notice, your license number and the reason for payment (ex. "renewal") must be clearly indicated on the check. You can contact your local ABC office for your renewal fee amount.

SEASONAL LICENSES: It is the licensee's responsibility to pay the required renewal fee prior to the next operating period.

POSTING: Cover this license with glass or other transparent material and post it on premises in a conspicuous place.

CONDITIONS: A copy of all applicable conditions must be kept on premises.

LICENSEE NAME: Only 10 names will be printed on each license. If there are more names associated with the license, they will be indicated by "AND XX OTHERS". All names are on file and available upon request from your local ABC office.

DBA: If you change your business name please notify your local ABC office.

If you have any questions regarding this license, contact your local ABC office. You can find the contact information for each district office at <http://www.abc.ca.gov/distmap.html>.

NOTE: CONTACT YOUR LOCAL ABC OFFICE IF YOUR LICENSED PREMISES WILL BE TEMPORARILY CLOSED FOR MORE THAN 15 DAYS OR WILL BE PERMANENTLY CLOSED.

<http://www.abc.ca.gov>



INFORMATION AND INSTRUCTIONS -

SECTION 23958.4 B&P

Instructions This form is to be used for all applications for original issuance or premises to premises transfer of licenses.

- Part 1 is to be completed by an ABC employee, given to applicant with pre-application package, with copy retained in holding file or applicant's district file.
- Part 2 is to be completed by the applicant, and returned to ABC.
- Part 3 is to be completed by the local governing body or its designated subordinate officer or body, and returned to ABC.

PART 1 - TO BE COMPLETED BY ABC

1. APPLICANT'S NAME Jennie Jie Chen ; Michael Jian Hua Ye			
2. PREMISES ADDRESS (Street number and name, city, zip code) 915-917 Stockton St., San Francisco CA 94108-1607		3. LICENSE TYPE 21	
4. TYPE OF BUSINESS			
<input type="checkbox"/> Full Service Restaurant	<input type="checkbox"/> Hofbrau/Cafeteria	<input type="checkbox"/> Cocktail Lounge	<input type="checkbox"/> Private Club
<input type="checkbox"/> Deli or Specialty Restaurant	<input type="checkbox"/> Comedy Club	<input type="checkbox"/> Night Club	<input type="checkbox"/> Veterans Club
<input type="checkbox"/> Cafe/Coffee Shop	<input type="checkbox"/> Brew Pub	<input type="checkbox"/> Tavern: Beer	<input type="checkbox"/> Fraternal Club
<input type="checkbox"/> Bed & Breakfast:	<input type="checkbox"/> Theater	<input type="checkbox"/> Tavern: Beer & Wine	<input type="checkbox"/> Wine Tasting Room
<input type="checkbox"/> Wine only	<input type="checkbox"/> All		
<input type="checkbox"/> Supermarket	<input type="checkbox"/> Membership Store	<input type="checkbox"/> Service Station	<input type="checkbox"/> Swap Meet/Flea Market
<input checked="" type="checkbox"/> Liquor Store	<input type="checkbox"/> Department Store	<input type="checkbox"/> Convenience Market	<input type="checkbox"/> Drive-in Dairy
<input type="checkbox"/> Drug/Variety Store	<input type="checkbox"/> Florist/Gift Shop	<input type="checkbox"/> Convenience Market w/Gasoline	
<input type="checkbox"/> Other - describe:			
5. COUNTY POPULATION 866,583	6. TOTAL NUMBER OF LICENSES IN COUNTY <input type="checkbox"/> On-Sale <input type="checkbox"/> Off-Sale	7. RATIO OF LICENSES TO POPULATION IN COUNTY 1086 <input type="checkbox"/> On-Sale <input checked="" type="checkbox"/> Off-Sale	
8. CENSUS TRACT NUMBER 113	9. NO. OF LICENSES ALLOWED IN CENSUS TRACT <input type="checkbox"/> On-Sale <input checked="" type="checkbox"/> Off-Sale	10. NO. OF LICENSES EXISTING IN CENSUS TRACT 3 <input type="checkbox"/> On-Sale <input checked="" type="checkbox"/> Off-Sale	
11. IS THE ABOVE CENSUS TRACT OVERCONCENTRATED WITH LICENSES? (i.e., does the ratio of licenses to population in the census tract exceed the ratio of licenses to population for the entire county?) <input checked="" type="checkbox"/> Yes, the number of existing licenses exceeds the number allowed <input type="checkbox"/> No, the number of existing licenses is lower than the number allowed			
12. DOES LAW ENFORCEMENT AGENCY MAINTAIN CRIME STATISTICS? <input checked="" type="checkbox"/> Yes (Go to Item #13) <input type="checkbox"/> No (Go to Item #20)			
13. CRIME REPORTING DISTRICT NUMBER 148	14. TOTAL NUMBER OF REPORTING DISTRICTS 653	15. TOTAL NUMBER OF OFFENSES IN ALL REPORTING DISTRICTS 50,774	
16. AVERAGE NO. OF OFFENSES PER DISTRICT 78	17. 120% OF AVERAGE NUMBER OF OFFENSES 93	18. TOTAL NUMBER OF OFFENSES IN REPORTING DISTRICT 143	
19. IS THE PREMISES LOCATED IN A HIGH CRIME REPORTING DISTRICT? (i.e., has a 20% greater number of reported crimes than the average number of reported crimes as determined from all crime reporting districts within the jurisdiction of the local law enforcement agency) <input checked="" type="checkbox"/> Yes, the total number of offenses in the reporting district equals or exceeds the total number in item #17 <input type="checkbox"/> No, the total number of offenses in the reporting district is lower than the total number in item #17			
20. CHECK THE BOX THAT APPLIES (check only one box)			
<input type="checkbox"/> a. If "No" is checked in both item #11 and item #19, Section 23958.4 B&P does not apply to this application, and no additional information will be needed on this issue. Advise the applicant to bring this completed form to ABC when filing the application.			
<input type="checkbox"/> b. If "Yes" is checked in either item #11 or item #19, and the applicant is applying for a non-retail license, a retail bona fide public eating place license, a retail license issued for a hotel, motel or other lodging establishment as defined in Section 25503.16(b) B&P, or a retail license issued in conjunction with a beer manufacturer's license, or winegrower's license, advise the applicant to complete Section 2 and bring the completed form to ABC when filing the application or as soon as possible thereafter.			
<input checked="" type="checkbox"/> c. If "Yes" is checked in either item #11 or item #19, and the applicant is applying for an off-sale beer and wine license, an off-sale general license, an on-sale beer license, an on-sale beer and wine (public premises) license, or an on-sale general (public premises) license; advise the applicant to take this form to the local governing body, or its designated subordinate officer or body to have them complete Section 3. The completed form will need to be provided to ABC in order to process the application.			

Governing Body/Designated Subordinate Name: **Board of Supervisors**

FOR DEPARTMENT USE ONLY

PREPARED BY (Name of Department Employee)

Department of Alcoholic Beverage Control
APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE(S)
 ABC 211 (6/99)

State of California

JENNIE CHEN

TO: Department of Alcoholic Beverage Control
 33 NEW MONTGOMERY STREET
 SUITE 1230
 SAN FRANCISCO, CA 94105
 (415) 356-6500

File Number: **585314** (415) 299-1119
 Receipt Number: **2452418**
 Geographical Code: **3800**
 Copies Mailed Date: **September 13, 2017**
 Issued Date:

DISTRICT SERVING LOCATION: SAN FRANCISCO
 First Owner: **CHEN, JENNIE JIE**
 Name of Business: **GUM HUA LEE**
 Location of Business: **915-917 STOCKTON ST
 SAN FRANCISCO, CA 94108-1607**
 County: **SAN FRANCISCO**
 Is Premise inside city limits? **Yes** Census Tract **0113.00**

Mailing Address:
 (If different from
 premises address)

Type of license(s): **21**

Transferor's license/name: **551939 / CHEN, JENNIE JIE** Dropping Partner: Yes No

License Type	Transaction Type	Fee Type	Master	Dup	Date	Fee
21 - Off-Sale General	PREMISE TO PREMISE TRANSFER	NA	Y	0	09/13/17	\$100.00
Total						\$100.00

Have you ever been convicted of a felony? **No**
 Have you ever violated any provisions of the Alcoholic Beverage Control Act, or regulations of the Department pertaining to the Act? **No**
 Explain any "Yes" answer to the above questions on an attachment which shall be deemed part of this application.

Applicant agrees (a) that any manager employed in an on-sale licensed premises will have all the qualifications of a licensee, and (b) that he will not violate or cause or permit to be violated any of the provisions of the Alcoholic Beverage Control Act.

STATE OF CALIFORNIA County of SAN FRANCISCO Date: September 13, 2017
 Under penalty of perjury, each person whose signature appears below, certifies and says: (1) He is an applicant, or one of the applicants, or an executive officer of the applicant corporation, named in the foregoing application, duly authorized to make this application on its behalf; (2) that he has read the foregoing and knows the contents thereof and that each of the above statements therein made are true; (3) that no person other than the applicant or applicants has any direct or indirect interest in the applicant or applicant's business to be conducted under the license(s) for which this application is made; (4) that the transfer application or proposed transfer is not made to satisfy the payment of a loan or to fulfill an agreement entered into more than ninety (90) days preceding the day on which the transfer application is filed with the Department or to gain or establish a preference to or for any creditor or transferor or to defraud or injure any creditor of transferor; (5) that the transfer application may be withdrawn by either the applicant or the licensee with no resulting liability to the Department.
 Effective July 1, 2012, Revenue and Taxation Code Section 7057, authorizes the State Board of Equalization and the Franchise Tax Board to share taxpayer information with Department of Alcoholic Beverage Control. The Department may suspend, revoke, and refuse to issue a license if the licensee's name appears in the 500 largest tax delinquencies list. (Business and Professions Code Section 494.5.)

Applicant Name(s) Applicant Signature(s)
 CHEN, JENNIE JIE See 211 Signature Page
 YE, MICHAEL JIAN HUA

2017 SEP 18 AM 8:26
 BOARD OF SUPERVISORS
 STAFF SERVICES



**California Department of Alcoholic Beverage
Control**
License Query System Summary
as of 9/28/2017

License Information
License Number: 585314
Primary Owner: CHEN, JENNIE JIE
ABC Office of Application: 24 - SAN FRANCISCO
Business Name
Doing Business As: GUM HUA LEE
Business Address
Address: 915-917 STOCKTON ST Census Tract: 0113.00
City: SAN FRANCISCO County: SAN FRANCISCO
State: CA Zip Code: 94108
Licensee Information
Licensee: CHEN, JENNIE JIE
Licensee: YE, MICHAEL JIAN HUA
License Types
1) License Type: 21 - OFF-SALE GENERAL
License Type Status: PENDING
Status Date: 13-SEP-2017 Term: 12 Month(s)
Original Issue Date: Expiration Date:
Master: Y Duplicate: 0 Fee Code: P40
License Type was Transferred On: FROM: <u>21-551939</u>

Operating Restrictions

... No Operating Restrictions found ...

Current Disciplinary Action

... No Active Disciplinary Action found ...

Disciplinary History

... No Disciplinary History found ...

Hold Information

Hold Date: 13-SEP-2017 **Type:** FORM 220

Escrow

... No Escrow found ...

--- End of Report ---

For a definition of codes, view our [glossary](#).



**California Department of Alcoholic Beverage
Control**
License Query System Summary
as of 9/28/2017

License Information
License Number: 551939
Primary Owner: CHEN, JENNIE JIE
ABC Office of Application: 24 - SAN FRANCISCO
Business Name
Doing Business As: GUM HUA LEE
Business Address
Address: 903 STOCKTON ST Census Tract: 0113.00
City: SAN FRANCISCO County: SAN FRANCISCO
State: CA Zip Code: 94108
Licensee Information
Licensee: CHEN, JENNIE JIE
Licensee: YE, MICHAEL JIAN HUA
License Types
1) License Type: 21 - OFF-SALE GENERAL
License Type Status: ACTIVE
Status Date: 10-APR-2015 Term: 12 Month(s)
Original Issue Date: 09-APR-2015 Expiration Date: 31-MAR-2018
Master: Y Duplicate: 0 Fee Code: P40
License Type was Transferred On: 09-APR-2015 FROM: <u>21-465077</u>

License Type was Transferred On: **TO:** 21-585314

Operating Restrictions

... No Operating Restrictions found ...

Current Disciplinary Action

... No Active Disciplinary Action found ...

Disciplinary History

... No Disciplinary History found ...

Hold Information

... No Active Holds found ...

Escrow

... No Escrow found ...

--- End of Report ---

For a definition of codes, view our [glossary](#).

Introduction Form

By a Member of the Board of Supervisors or the Mayor

Time stamp
or meeting date

I hereby submit the following item for introduction (select only one):

- 1. For reference to Committee. (An Ordinance, Resolution, Motion, or Charter Amendment)
- 2. Request for next printed agenda Without Reference to Committee.
- 3. Request for hearing on a subject matter at Committee.
- 4. Request for letter beginning "Supervisor [] inquires"
- 5. City Attorney request.
- 6. Call File No. [] from Committee.
- 7. Budget Analyst request (attach written motion).
- 8. Substitute Legislation File No. []
- 9. Reactivate File No. []
- 10. Question(s) submitted for Mayoral Appearance before the BOS on []

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

- Small Business Commission Youth Commission Ethics Commission
- Planning Commission Building Inspection Commission

Note: For the Imperative Agenda (a resolution not on the printed agenda), use a Imperative Form.

Sponsor(s):

Clerk of the Board

Subject:

Liquor License - 915 Stockton Street - Gum Hua Lee

The text is listed below or attached:

Hearing to consider that the premise-to-premise transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Jennie Jie Chen and Michael Jian Hua Ye, doing business as Gum Hua Lee located at 915 Stockton Street (District 3), will serve the public convenience or necessity of the City and County of San Francisco.

Signature of Sponsoring Supervisor: Alisa Gomez

For Clerk's Use Only: