

File No. 240978

Committee Item No. 2

Board Item No. 35

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Public Safety and Ngbh Services

Date: November 14, 2024

Board of Supervisors Meeting:

Date: December 3, 2024

Cmte Board

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| <input type="checkbox"/> | <input type="checkbox"/> | Motion |
| <input type="checkbox"/> | <input checked="" 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 checked="" 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 / DRAFT Mills Act 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

- | | | |
|-------------------------------------|-------------------------------------|---|
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <u>Police Department Report – 100924</u> |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <u>Planning Department Review – 101124</u> |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <u>PC or N Referral to Planning and Police – 100324</u> |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <u>PC or N Request Letter – 092424</u> |
| <input type="checkbox"/> | <input type="checkbox"/> | _____ |
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| <input type="checkbox"/> | <input type="checkbox"/> | _____ |

Prepared by: Monique Crayton

Date: November 27, 2024

Prepared by: _____

Date: _____

Prepared by: _____

Date: _____

1 [Liquor License Issuance- 1779 Folsom Street - Nihon Whisky Lounge]

2

3 **Resolution determining that the issuance of a Type-48 on-sale general public**
4 **premises liquor license to Nihon SF Inc., to do business as Nihon Whisky**
5 **Lounge, located at 1779 Folsom Street (District 9), will serve the public**
6 **convenience or necessity of the City and County of San Francisco, in accordance**
7 **with California Business and Professions Code, Section 23958.4; and requesting**
8 **that the California Department of Alcoholic Beverage Control impose conditions**
9 **on the issuance of the license.**

10

11 WHEREAS, Nihon SF Inc., is seeking the issuance of a Type-48 on-sale general
12 public premises liquor license to do business as Nihon Whisky Lounge, located at 1779
13 Folsom Street (District 9); and

14 WHEREAS, The Planning Department has verified that the area is properly
15 zoned and recommends approval; and

16 WHEREAS, The Police Department has filed zero protests and zero letters of
17 support with the Department of Alcoholic Beverage Control under California Business
18 and Professions Code, Section 24013, and recommends that the Department of
19 Alcoholic Beverage Control issue the liquor license with conditions; and

20 WHEREAS, The conditions recommended by the Police Department are the
21 following: 1) Petitioner(s) shall actively monitor the area under their control in an effort
22 to prevent the loitering of persons on any property adjacent to the licensed premises as
23 depicted on the ABC-253; 2) The petitioner(s) shall be responsible for maintaining free
24 of litter the area adjacent to the premises over which they have control, as depicted on
25 ABC-253; 3) (1) Except as provided in Condition 2 below, no noise shall be audible

1 beyond the area under the control of the licensee. (2) Any noise caused by
2 entertainment or amplified sound that is subject to the provisions of an active
3 Entertainment Permit issued by the San Francisco Entertainment Commission shall be
4 authorized in accordance with the limits established by that Entertainment Permit,
5 including any limitation on hours during which entertainment or amplified sound is
6 permitted. A violation of the entertainment or amplified sound noise conditions of the
7 Entertainment Permit, as determined by the San Francisco Entertainment Commission
8 (or any successor agency), shall be deemed to be a violation of this Condition. Any
9 noise that is not subject to, or is beyond the scope of, the Entertainment Permit shall be
10 subject to Condition I above. "Entertainment Permit" means any of the following: a Just
11 Add Music permit, a Limited Live Performance permit, a Place of Entertainment permit,
12 a Fixed Place Amplified Sound permit, or any similar such permit issued by the San
13 Francisco Entertainment Commission; 4) At any time the premise is providing live
14 entertainment, the petitioner(s) shall have two (2) uniformed security guard(s) on the
15 premises and shall maintain order therein to prevent any activity which would interfere
16 with the quiet enjoyment of their nearby residents, or the surrounding community. The
17 uniform security guards must be licensed by the State of California Department of
18 Consumer Affairs; now, therefore, be it

19 RESOLVED, That in accordance with California Business and Professions Code,
20 Section 23958.4, the Board of Supervisors of the City and County of San Francisco
21 hereby determines that issuance of a Type-48 on-sale general public premises liquor
22 license to Nihon SF Inc., to do business as Nihon Whisky Lounge, located at 1779
23 Folsom Street, will serve the public convenience or necessity of the City and County of
24 San Francisco; and, be it

25

1 FURTHER RESOLVED, That the Board of Supervisors of the City and County of
2 San Francisco hereby endorses and adopts the recommendations of the Police
3 Department listed above and recommends that the Department of Alcoholic Beverage
4 Control issue the license with those conditions.

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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 Catherine Stefani
Supervisor Matt Dorsey
Supervisor Joel Engardio

From: Lt. Stephen Jonas #79 
Officer in Charge
ALU/Permits Unit 415-553-9550

Date: October 10, 2024

Subject: P.C.N. Investigation Regarding: First Owner: Nihon SF Inc.
DBA: Nihon Whiskey Lounge
1779 Folsom St
San Francisco CA. 94103
ABC File # 48-480549

Nihon SF Inc., operating as "Nihon Whiskey Lounge", has filed an application with the California Department of Alcoholic Beverage Control seeking a Type 48 (On Sale General Public Premises) license to be located at 1779 Folsom St. (located between 14th St. and 13th St.)

Hours of Operation:

530pm to 130am, Wednesday, Thursday, Friday, and Saturday.

Digest:

"Nihon SF Inc." would like to operate a On Sale General Public Premises to be located at 1779 Folsom St. If approved, this license will allow them to sell Wine, Beer, and Distilled Spirits.

Letters of Protest

0

Letters of Support

0

Police Calls for Service:

From August 8, 2023 to August 8 ,2024

0 calls for service

Police Reports:

From August 8, 2023 to August 8, 2024

0 police reports

San Francisco Plot Information:

This premise is located in Plot: **176A**

A High Crime area is defined as **103** or more police reports in a plot for the year of **2023**.

This plot had 397 police reports for **2023**, which is 294 **Higher** than the **Citywide** **“High Crime”** average.

State Census Tract Information:

This premise is located in Census Tract: **177.00**
Population for this tract is: **2841**

On-sale license authorized by census tract: **9**
Active on-sale licenses: 50 with 0 pending

Off-sale licenses authorized by census tract: **2**
Active off-sale licenses: 9 with 0 pending

Departmental Recommendation:

Points of consideration: **0**

No opposition from **Mission Station**.

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

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

0 - Protest.

0 - Support

ALU Recommendation: **Approval with the condition:**

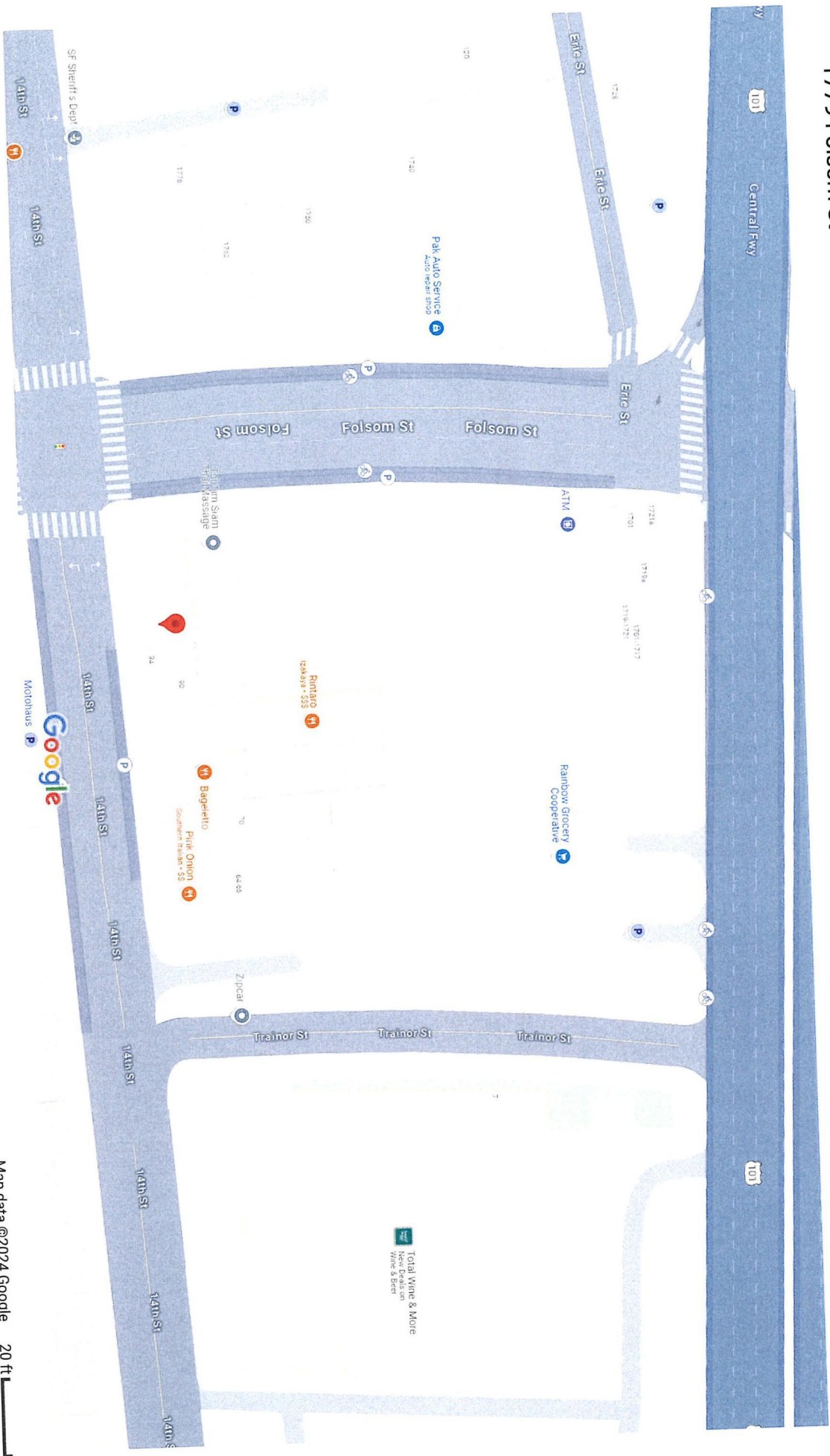
1. Petitioner(s) shall actively monitor the area under their control in an effort to prevent the loitering of persons on any property adjacent to the licensed premises as depicted on the ABC-253.
2. The petitioner(s) shall be responsible for maintaining free of litter the area adjacent to the premises over which they have control, as depicted on ABC-253.
3. (1) Except as provided in Condition 2 below, no noise shall be audible beyond the area under the control of the licensee. (SF district office only).

(2) Any noise caused by entertainment or amplified sound that is subject to the provisions of an active Entertainment Permit issued by the San Francisco Entertainment Commission shall be authorized in accordance with the limits established by that Entertainment Permit, including any limitation on hours during which entertainment or amplified sound is permitted. A violation of the entertainment or amplified sound noise conditions of the Entertainment Permit, as determined by the San Francisco Entertainment Commission (or any successor agency), shall be deemed to be a violation of this Condition. Any noise that is not subject to, or is beyond the scope of, the Entertainment Permit shall be subject to Condition 1 above.
“Entertainment Permit” means any of the following: a Just Add Music permit, a Limited Live Performance permit, a Place of Entertainment permit, a Fixed Place

Amplified Sound permit, or any similar such permit issued by the San Francisco Entertainment Commission. (SF district office only)

4. At any time, the premise is providing live entertainment, the petitioner(s) shall have two (2) uniformed security guard(s) on the premises and shall maintain order therein to prevent any activity which would interfere with the quiet enjoyment of their nearby residents, or the surrounding community. The uniform security guards must be licensed by the State of California Department of Consumer Affairs.

1779 Folsom St



Map data ©2024 Google



BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. (415) 554-5184
Fax No. (415) 554-5163
TDD/TTY No. (415) 554-5227

LIQUOR LICENSE PUBLIC CONVENIENCE OR NECESSITY REFERRAL

TO: Planning Department
Attn: _____
Phone No. _____

DATE: October 3, 2024
AP Block/Lot Nos.: 3529/047
Zoning: PDR-1-G- Production,
Distribution & Repair-1-General - 58-X

TO: Police Department
Andrew Froines
Phone No. (415) 837-7254

Quad:
Record No.: _____

Please submit your response within two weeks. The Public Safety and Neighborhood Services Committee will tentatively schedule the PC or N hearing for a regular meeting in October of 2024.

PLEASE EMAIL YOUR RESPONSE by October 11, 2024, to:
Monique Crayton, Public Safety and Neighborhood Services Committee Clerk.
monique.crayton@sfgov.org ~ (415) 554-7750

Applicant name: Nihon SF Inc.

Business name: Nihon Whisky Lounge

Application address: 1779 Folsom Street

Applicant contact info: Paola Hurtado

paola@abclicensecompany.co
m510-788-5881 x 003

musadajani@gmail.com
dajanigroup@aol.com

PLANNING REVIEW: **Approval** **Denial**

Planning Staff Contact: Gabriela Pantoja, Senior Planner
(Please add comments on a trailing page.)

POLICE REVIEW: **Approval** **Denial**

(Please add comments in a trailing report.)

The Planning Department recommends approval of the PCN request for 1779 Folsom Street (DBA Nihon Whisky Lounge). The subject tenant space is an existing retail sales and services use and pursuant to Planning Code Section 210.3 a type 48 is permitted for the space. Therefore, the Department's recommendation for approval.

Gabriela Pantoja, Senior Planner
Gabriela.Pantoja@sfgov.org 628-652-7380

Gabriela Pantoja

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paola@abclicensecompany.co
m510-788-5881 x 003

musadajani@gmail.com
dajanigroup@aol.com

PLANNING REVIEW: Approval Denial

Planning Staff Contact: _____
(Please add comments on a trailing page.)

POLICE REVIEW: Approval Denial

(Please add comments in a trailing report.)

Nihon SF Inc

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO

2024 SEP 24 PM 1:37

BY 

Alisa Somera, Legislative Deputy Director
San Francisco Board of Supervisors
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102
415-554-4445

Re: Liquor License "PCN" Request
Original Type 48, Pending License No: 480549
1779 Folsom Street, San Francisco CA 94103

To the Clerk of the Board,

The purpose of this letter is to respectfully request to be placed on the Board's calendar for Public Convenience and Necessity approval with regard to our Type 48 license. We already own and operate the Type 47 license at 1779 Folsom Street, and are exchanging that license type for a 48, as we wish to operate as a true whiskey lounge. Our operations will continue to be unlike other bars, as we will provide elevated whisky vintages, courting luxury drinkers, engaging neighborhood locals, connoisseurs, and industry professionals in a sophisticated, relaxed, and friendly setting.

Our business proves to be necessary in San Francisco, as there is a passion for high-end whiskey in the community. We're dedicated to offering the largest Japanese and Scotch single malt selection in the state of California with over 600 single malt expressions, including over 150 expressions of Japanese whiskey found nowhere else. There is not an appropriate whiskey lounge bar establishment to serve the needs of Japanese whiskey fans aesthetically, educationally, or personally. Our operations will be a solution to this by offering a personalized experience to every guest; being a one-stop shop for all things whiskey; offering the general public a fun and comfortable environment to buy, taste, and learn.

Our hours of operation are 5:30pm - 1:30am Wednesday through Saturday. We vigilantly monitor the surrounding area to ensure the safety of our business and customers at all times and maintain a lawful business. The Nihon SF founding team has enriched the city of San Francisco with Japanese-inspired businesses, such as Nihon Lounge and Tsunami Panhandle sushi restaurant, thanks to a great combination of grit and savvy business professionals. Our experience in this area has allowed us to cultivate very good relationships with community leaders and members.

We seek the SF Board of Supervisor's affirmative ruling that our application serves the public convenience and necessity of our City.

Sincerely,



Khaled S Dajani



APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE

ABC 211 (6/99)

Paola Hurtado
510-788-5881 ext. 003
paola@abclicensecompany.com

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

File Number: **480549**
Receipt Number: **2930712**
Geographical Code: **3800**
Copies Mailed Date: **August 30, 2024**
Issued Date:

DISTRICT SERVING LOCATION: **SAN FRANCISCO**

First Owner: **NIHON SF INC**
Name of Business: **NIHON WHISKY LOUNGE**
Location of Business: **1779 FOLSOM ST
SAN FRANCISCO, CA 94103-3711**

County: **SAN FRANCISCO**
Is Premises inside city limits: **No** Census Tract: **0177.00**

Mailing Address:(If different from premises address) **1300 FOLSOM ST
C/O KHALED DAJANI
SAN FRANCISCO, CA 94117-1416**

Type of license(s): **48** Dropping Partner: Yes___ No___

Transferor's license/name:

<u>License Type</u>	<u>Transaction Type</u>	<u>Master</u>	<u>Secondary LT And Count</u>	
48 - On-Sale General Public Premises	EXC	Y		

<u>License Type</u>	<u>Transaction Description</u>	<u>Fee Code</u>	<u>Dup</u>	<u>Date</u>	<u>Fee</u>
Application Fee	LICENSE TYPE EXCHANGE	NA	0	08/30/24	\$120.00
Total					\$120.00

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**

STATE OF CALIFORNIA County of **SAN FRANCISCO**

Date: **August 30, 2024**

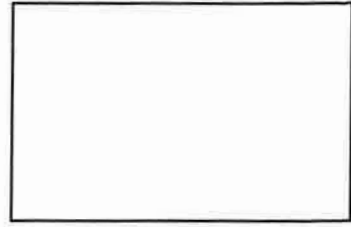
Applicant Name(s)

NIHON SF INC

BY
[Signature]
2024 SEP 12 AM 8:35
SAN FRANCISCO

Introduction Form

(by a Member of the Board of Supervisors or the Mayor)



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

- 1. For reference to Committee (Ordinance, Resolution, Motion or Charter Amendment)
- 2. Request for next printed agenda (For Adoption Without Committee Reference)
(Routine, non-controversial and/or commendatory matters only)
- 3. Request for Hearing on a subject matter at Committee
- 4. Request for Letter beginning with "Supervisor _____ inquiries..."
- 5. City Attorney Request
- 6. Call File No. _____ from Committee.
- 7. Budget and Legislative Analyst Request (attached written Motion)
- 8. Substitute Legislation File No. _____
- 9. Reactivate File No. _____
- 10. Topic submitted for Mayoral Appearance before the Board on _____

The proposed legislation should be forwarded to the following (please check all appropriate boxes):

- Small Business Commission Youth Commission Ethics Commission
- Planning Commission Building Inspection Commission Human Resources Department

General Plan Referral sent to the Planning Department (proposed legislation subject to Charter 4.105 & Admin 2A.53):

- Yes No

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

Sponsor(s):

Clerk of the Board

Subject:

Liquor License Issuance- 1779 Folsom Street - Nihon Whisky Lounge

Long Title or text listed:

Hearing to consider that the issuance of a Type-48 on-sale general public premises liquor license to Nihon SF Inc., to do business as Nihon Whisky Lounge, located at 1779 Folsom Street (District 9), will serve the public convenience or necessity of the City and County of San Francisco.

240978

Signature of Sponsoring Supervisor:

[Handwritten signature: Allison Gomez]