

1 [Liquor License, 55 Natoma Street]

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3 **Resolution determining that the transfer of a Type 47 on-sale general public**
4 **eating place license from 2299 Van Ness Avenue to 55 Natoma Street and the**
5 **issuance of a Type 48 on-sale general public premises license to Paul Hemming**
6 **dba Zen Compound will serve the public convenience and necessity of the people**
7 **of the City and County of San Francisco, in accordance with Section 23958.4 of**
8 **the California Business and Professions Code, with conditions.**

9
10 WHEREAS, Paul Hemming is seeking transfer of a Type 47 on-sale general
11 public eating place license and the issuance of a Type 48 on-sale general public
12 premises license for Zen Compound located at 55 Natoma Street; and,

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

15 WHEREAS, The Police Department recommends that the liquor license
16 application be approved with conditions; now, therefore, be it

17 RESOLVED, That in accordance with Section 23958.4 of the California Business
18 and Professions Code, the Board of Supervisors of the City and County of San
19 Francisco hereby determines for the foregoing reasons that the transfer of a Type 47
20 on-sale general public eating place license from 2299 Van Ness Avenue to 55 Natoma
21 Street and the issuance of a Type 48 on-sale general public premises license to Paul
22 Hemming dba Zen Compound, will serve the public convenience and necessity of the
23 people of the City and County of San Francisco.

24 Conditions: 1) The premises shall be maintained as a bona fide eating place and
25 shall provide a menu containing an assortment of foods normally offered in such

1 restaurants. 2) Maintain separate books and records accounting for alcoholic
2 beverages and food sales. Said records shall be kept no less frequently than on a
3 quarterly basis and shall be made available to the Police Department on demand. 3)
4 Maintain all food invoices accounting for food sold at premises. Said records shall be
5 kept no less frequently than on a quarterly basis and shall be made available to the
6 Police Department on demand. 4) Food sales shall account for 51% of the total sales
7 at the premises. Said records shall be kept no less frequently than on a quarterly basis
8 and shall be made available to the Police Department on demand. 5) The licensee
9 shall comply with provisions of Section 23038 of the Business and Professions Code
10 and acknowledges that incidental, sporadic or infrequently sales of meals or a mere
11 offering of meals without actual sales shall not be deemed sufficient to consider the
12 premises in compliance with the aforementioned code section. 6) The sale of alcoholic
13 beverages for consumption off the premises is strictly prohibited. 7) The petitioner(s)
14 shall be responsible for maintaining the area adjacent to the premises over which they
15 have control free of litter. 8) Petitioner shall not permit its patrons or the general public
16 to loiter or congregate on the sidewalks adjacent to the licensed premises. Patrons
17 standing in line to enter the premises shall not be considered loitering or unlawfully
18 congregating. 9) No noise shall be audible beyond the area under control of the
19 licensee(s) as defined in ABC-257. 10) At any time the premises are providing live
20 entertainment, the petitioner(s) shall provide security personnel that shall maintain order
21 therein and prevent any activity which would interfere with the quiet enjoyment of their
22 property by nearby residents. Said personnel shall be clothed in such a manner as to
23 be readily identifiable as security. 11) Petitioner shall not make any structural changes
24 in the premises interior without prior written approval from the Police Department. 12)
25 The interior lighting maintained therein shall be sufficient to make easily discernible the

1 appearance and conduct of all persons and patrons in that portion of the premises
2 where alcoholic beverages are sold, served, delivered or consumed. 13) The exterior
3 of the premises shall be equipped with lighting of sufficient power to illuminate and
4 make easily discernible the appearance and conduct of all persons on or about the
5 premises. Additionally, the position of such lighting shall not disturb the normal privacy
6 and use of any neighboring residences. 14) No person under the age of twenty-one
7 (21 years of age) shall sell or deliver alcoholic beverages in Type 48 licensed basement
8 area. 15) Sales and service of alcoholic beverages shall be permitted only between the
9 hours of 11:00 a.m. to 2:00 a.m. each day of the week.

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City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Resolution

File Number: 060364

Date Passed:

Resolution determining that the transfer of a Type 47 on-sale general public eating place license from 2299 Van Ness Avenue to 55 Natoma Street, to Paul Hemming dba Zen Compound, and the issuance of a Type 48 on-sale general public premises license, to the same applicant, will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

June 13, 2006 Board of Supervisors — ADOPTED

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

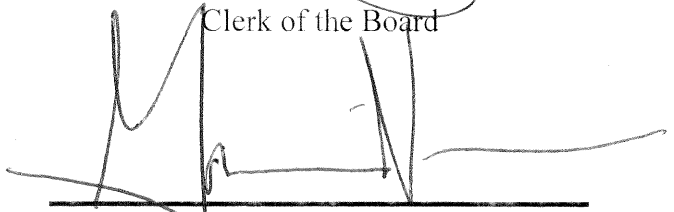
Excused: 1 - Ma

File No. 060364

I hereby certify that the foregoing Resolution was ADOPTED on June 13, 2006 by the Board of Supervisors of the City and County of San Francisco.



Gloria L. Young
Clerk of the Board



Mayor Gavin Newsom

06.22.2006

Date Approved