

1 [Liquor License - 820-26th Street]

2
3 **Resolution determining that the issuance of Type 42 on-sale beer and wine**
4 **license to Cesar Ascarrunz for Cesar's Ballroom, located at 820-26th Street**
5 **(District 10), will serve the public convenience and necessity of the City and**
6 **County of San Francisco, in accordance with California Business and**
7 **Professions Code, Section 23958.4, and recommending that the California**
8 **Department of Alcoholic Beverage Control impose conditions on the issuance of**
9 **the license.**

10
11 WHEREAS, Cesar Ascarrunz is seeking the issuance of a Type 42 on-sale beer
12 and wine license for Cesar's Ballroom, located at 820-26th Street; and,

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

15 WHEREAS, The Police Department has filed one protest with the Department of
16 Alcoholic Beverage Control under California Business and Professions Code, Section
17 24013, and recommends that the Department of Alcoholic Beverage Control issue the
18 liquor license with conditions; and

19 WHEREAS, The conditions recommended by the Police Department are the
20 following: 1) Sales, service and consumption of alcoholic beverages shall be permitted
21 between the hours of 7:00 PM until 12:00 AM (midnight) Sunday through Thursday and
22 7:00 PM until 2:00 AM Friday and Saturday; 2) The petitioner(s) shall be responsible for
23 maintaining free of litter the area adjacent to the premises over which they have control;
24 3) Loitering (defined as "to stand idly about, linger aimlessly without lawful business") is
25 prohibited on any sidewalks or property adjacent to the licensed premises under the

1 control of the licensee as depicted on the ABC-257; 4) Graffiti shall be removed from
2 the premises and all parking lots under the control of the licensee within 72 hours of
3 application. If the graffiti occurs on a Friday or weekend day, or on a holiday, the
4 licensee shall remove the graffiti with 72 hours following the beginning of the next
5 weekday; 5) The exterior of the premises shall be equipped with lighting of sufficient
6 power to illuminate and make easily discernible the appearance and conduct of all
7 persons on or about the premises. Additionally, the position of such lighting shall not
8 disturb the normal privacy and use of any neighboring residences; 6) No noise shall be
9 audible beyond the area under the control of the licensee as depicted on ABC-257;
10 7) The interior lighting maintained therein shall be sufficient to make easily discernible
11 the appearance and conduct of all persons and patrons in that portion of the premises
12 where alcoholic beverages are sold, served, delivered or consumed; 8) This license
13 shall not be exchanged for an on-sale general alcohol license; 9) The petitioner shall
14 utilize electronic surveillance and recording equipment that is able to view the outside of
15 the premises, including all entrances and exits, and that is actively monitored and
16 recorded. This electronic surveillance shall be utilized during operating hours. Said
17 electronic recording shall be kept at least 30 days and shall be made available to the
18 Department and police department upon demand; 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 the issuance of a Type 42 on-sale beer and wine license to
22 Cesar Ascarrunz for Cesar's Ballroom, located at 820-26th Street, will serve the public
23 convenience or necessity of the City and County of San Francisco; and, be it

24 FURTHER RESOLVED, That the Board of Supervisors of the City and County of
25 San Francisco hereby endorses and adopts the recommendations of the Police

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Department listed above, and recommends that the Department of Alcoholic Beverage Control issue the license with those conditions.



City and County of San Francisco

**Tails
Resolution**

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

File Number: 130069

Date Passed: April 16, 2013

Resolution determining that the issuance of Type 42 on-sale beer and wine license to Cesar Ascarrunz for Cesar's Ballroom, located at 820-26th Street (District 10), will serve the public convenience and necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license.

April 04, 2013 Neighborhood Services and Safety Committee - PREPARED IN COMMITTEE AS A RESOLUTION


April 04, 2013 Neighborhood Services and Safety Committee - RECOMMENDED

April 16, 2013 Board of Supervisors - ADOPTED

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener and Yee

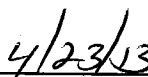
File No. 130069

I hereby certify that the foregoing Resolution was ADOPTED on 4/16/2013 by the Board of Supervisors of the City and County of San Francisco.


Angela Calvillo
Clerk of the Board



Mayor



Date Approved