

BOARD of SUPERVISORS



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

October 25, 2019

Justin Gebb
California Department of Alcoholic Beverage Control
33 New Montgomery St., Suite 1230
San Francisco, CA 94105

Dear Mr. Gebb:

The attached is a resolution from the San Francisco Board of Supervisors making a determination that the premise-to-premise transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license, and the issuance of a Type-86 instructional tasting license to Whole Foods Market California, Inc., doing business as Whole Foods Market located at 1169 Market Street, will serve the public convenience or necessity for the City and County of San Francisco. Resolution No. 439-19 was adopted by the Board of Supervisors on October 8, 2019.

The Department of Alcohol Beverage Control is receiving this correspondence in accordance with California Business and Professions Code, Section 23958.4, affirming that the San Francisco Board of Supervisors recommends the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license.

If you have any questions, please contact John Carroll, Assistant Clerk, at (415) 554-4445.

Sincerely,


f Angela Calvillo
Clerk of the Board

C: Nelly Gordon, Police Department
Rose Meyer, Department of Alcoholic Beverage Control
Ryan Kroll, Applicant



City and County of San Francisco

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

Certified Copy

Resolution

190831

[Liquor Licenses - 1169 Market Street - Whole Foods Market]

Resolution determining that the premise-to-premise transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license, and the issuance of a Type-86 instructional tasting license to Whole Foods Market California, Inc., doing business as Whole Foods Market located at 1169 Market Street (District 6), will serve the public convenience or necessity of the City and County of San Francisco; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

10/8/2019 Board of Supervisors - ADOPTED

Ayes: 9 - Brown, Fewer, Mandelman, Mar, Peskin, Ronen, Safai, Stefani and Yee
Excused: 2 - Haney and Walton

10/18/2019 Mayor - APPROVED

STATE OF CALIFORNIA
CITY AND COUNTY OF SAN FRANCISCO

CLERK'S CERTIFICATE

I do hereby certify that the foregoing Resolution is a full, true, and correct copy of the original thereof on file in this office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City and County of San Francisco.

October 25, 2019

Date



1 [Liquor Licenses - 1169 Market Street - Whole Foods Market]

2
3 **Resolution determining that the premise-to-premise transfer of a Type-21 off-sale**
4 **general beer, wine, and distilled spirits liquor license, and the issuance of a**
5 **Type-86 instructional tasting license to Whole Foods Market California, Inc.,**
6 **doing business as Whole Foods Market located at 1169 Market Street (District 6),**
7 **will serve the public convenience or necessity of the City and County of San**
8 **Francisco; and requesting that the California Department of Alcoholic Beverage**
9 **Control impose conditions on the issuance of the license.**

10
11 WHEREAS, Whole Foods Market California, Inc. is seeking the premise-to-
12 premise transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor
13 license, and the issuance of a Type 86 instructional tasting license, to do business as
14 Whole Foods Market located at 1169 Market Street (District 6); and

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

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

21 WHEREAS, The conditions recommended by the Police Department are the
22 following: 1) Petitioner(s) shall actively monitor the area under their control in an effort
23 to prevent the loitering of persons on any property adjacent to the licensed premises as
24 depicted on the most recently certified ABC-253; now, therefore, be it

1 RESOLVED, That in accordance with California Business and Professions Code,
2 Section 23958.4, the Board of Supervisors of the City and County of San Francisco
3 hereby determines that the premise-to-premise transfer of a Type-21 off-sale general
4 beer, wine, and distilled spirits liquor license, and the issuance of a Type 86
5 instructional tasting license to Whole Foods Market California, Inc., doing business as
6 Whole Foods Market located at 1169 Market Street, will serve the public convenience or
7 necessity of the City and County of San Francisco; and, be it

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



City and County of San Francisco

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

Tails
Resolution

File Number: 190831

Date Passed: October 08, 2019

Resolution determining that the premise-to-premise transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license, and the issuance of a Type-86 instructional tasting license to Whole Foods Market California, Inc., doing business as Whole Foods Market located at 1169 Market Street (District 6), will serve the public convenience or necessity of the City and County of San Francisco; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license.

September 26, 2019 Public Safety and Neighborhood Services Committee - PREPARED
IN COMMITTEE AS A RESOLUTION

September 26, 2019 Public Safety and Neighborhood Services Committee -
RECOMMENDED

October 08, 2019 Board of Supervisors - ADOPTED

Ayes: 9 - Brown, Fewer, Mandelman, Mar, Peskin, Ronen, Safai, Stefani and Yee

Excused: 2 - Haney and Walton

File No. 190831

I hereby certify that the foregoing
Resolution was ADOPTED on 10/8/2019 by
the Board of Supervisors of the City and
County of San Francisco.



Angela Calvillo
Clerk of the Board



London N. Breed
Mayor

10/18/19

Date Approved