

1 [Liquor License - 2342 Market Street]

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3 **Resolution considering that the issuance of a Type 48 on-sale general public**
4 **premises license to Art Rodriguez and Associates for Deviate SF, Inc., dba Beaux,**
5 **located at 2342-2348 Market Street (District 8), will serve the public convenience**
6 **or necessity of the City and County of San Francisco, in accordance with**
7 **California Business and Professions Code, Section 23958.4, and recommending**
8 **that the California Department of Alcoholic Beverage Control impose conditions**
9 **on the issuance of the license.**

10
11 WHEREAS, Art Rodriguez and Associates is seeking the issuance of a Type 48
12 on-sale general public premises license for Deviate SF, Inc., dba Beaux, located at
13 2342-2348 Market Street; 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 (0) protests and one (1) letter
17 of 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; and

20 WHEREAS, The conditions recommended by the Police Department are the
21 following: 1) Sales, service and consumption of alcoholic beverages shall be permitted
22 between the hours of 12:00 pm (noon) until 2:00 a.m. daily; 2) The sale of alcoholic
23 beverages for off-sale consumption is strictly prohibited; 3) The petitioner(s) shall be
24 responsible for maintaining free of litter the area adjacent to the premises over which
25 they have control; 4) Loitering (defined as "to stand idly about; linger aimlessly without

1 lawful business”) is prohibited on any sidewalks or property adjacent to the licensed
2 premises under the control of the licensee as depicted on the ABC-257; 5) Graffiti shall
3 be removed from the premises and all parking lots under the control of the licensee
4 within 72 hours of application. If the graffiti occurs on a Friday, weekend day, or on a
5 holiday, the licensee shall remove the graffiti with 72 hours following the beginning of
6 the next weekday; 6) The exterior of the premises shall be equipped with lighting of
7 sufficient power to illuminate and make easily discernible the appearance and conduct
8 of all persons on or about the premises. Additionally, the position of such lighting shall
9 not disturb the normal privacy and use of any neighboring residences; 7) No noise shall
10 be audible beyond the area under the control of the licensee as depicted on ABC-257;
11 and 8) During hours of operation, the petitioner will utilize a security camera system to
12 record all entrances, exits, and public areas outside of the premises. Petitioner shall
13 retain all security recordings for at least 30 days and provide recordings to the San
14 Francisco Police Department when requested as evidence in a criminal investigation;
15 now, therefore, be it

16 RESOLVED, That in accordance with California Business and Professions Code,
17 Section 23958.4, the Board of Supervisors of the City and County of San Francisco
18 hereby determines for the foregoing reasons that the issuance of a Type 48 on-sale
19 general public premises license to Art Rodriguez and Associates for Deviate SF, Inc.,
20 dba Beaux, located at 2342-2348 Market Street, will serve the public convenience or
21 necessity of the City and County of San Francisco; and, be it

22 FURTHER RESOLVED, That the Board of Supervisors of the City and County of
23 San Francisco hereby endorses and adopts the recommendations of the Police
24 Department listed above, and recommends that the Department of Alcoholic Beverage
25 Control issue the license.



City and County of San Francisco
Tails
Resolution

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

File Number: 130247

Date Passed: June 18, 2013

Resolution considering that the issuance of a Type 48 on-sale general public premises license to Art Rodriguez and Associates for Deviate SF, Inc., dba Beaux, located at 2342-2348 Market Street (District 8), will serve the public convenience or 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.

June 06, 2013 Neighborhood Services and Safety Committee - PREPARED IN COMMITTEE AS A RESOLUTION

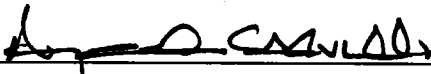
June 06, 2013 Neighborhood Services and Safety Committee - RECOMMENDED

June 18, 2013 Board of Supervisors - ADOPTED


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

File No. 130247

I hereby certify that the foregoing Resolution was ADOPTED on 6/18/2013 by the Board of Supervisors of the City and County of San Francisco.


Angela Calvillo
Clerk of the Board


Mayor


Date Approved