

1 [Liquor License Issuance - 1511 Haight Street - Club Deluxe]

2
3 **Resolution determining that the issuance of a Type-90 on-sale general music**
4 **venue liquor license to Bergamot Oil, LLC, doing business as Club Deluxe,**
5 **located at 1511 Haight Street (District 5), will serve the public convenience or**
6 **necessity of the City and County of San Francisco, in accordance with California**
7 **Business and Professions Code, Section 23958.4; and requesting that the**
8 **California Department of Alcoholic Beverage Control impose conditions on the**
9 **issuance of the license.**

10
11 WHEREAS, Bergamot Oil, LLC, is seeking the issuance of a Type-90 on-sale
12 general music venue liquor license to do business as Club Deluxe, located at 1511
13 Haight Street (District 5); 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) Except as provided in Condition 2 below, no noise shall be audible beyond
22 the area under the control of the licensee; 2) Any noise caused by entertainment or
23 amplified sound that is subject to the provisions of an active Entertainment Permit
24 issued by the San Francisco Entertainment Commission shall be authorized in
25 accordance with the limits established by that Entertainment Permit, including any

1 limitation on hours during which entertainment or amplified sound is permitted. A
2 violation of the entertainment or amplified sound noise conditions of the Entertainment
3 Permit, as determined by the San Francisco Entertainment Commission (or any
4 successor agency), shall be deemed to be a violation of this Condition. Any noise that is
5 not subject to, or is beyond the scope of, the Entertainment Permit shall be subject to
6 Condition 1 above. "Entertainment Permit" means any of the following: a Just Add
7 Music permit, a Limited Live Performance permit, a Place of Entertainment permit, a
8 Fixed Place Amplified Sound permit, or any similar such permit issued by the San
9 Francisco Entertainment Commission; 3) Petitioner(s) shall actively monitor the area
10 under their control in an effort to prevent the loitering of persons on any property
11 adjacent to the licensed premises as depicted on ABC-253; 4) The petitioner(s) shall be
12 responsible for maintaining free of litter the area adjacent to the premises over which
13 they have control, as depicted on ABC-253; 5) 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 the issuance of a Type-90 on-sale general music venue liquor
22 license to Bergamot Oil, LLC, doing business as Club Deluxe, located at 1511 Haight
23 Street, will serve the public convenience or necessity of the City and County of San
24 Francisco; and, be it

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.