

1 [Liquor License Transfer, 450 Rhode Island]

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3 **Resolution determining that the transfer of a Type 20 off-sale beer and wine license**
4 **from 1801 San Jose Avenue to 450 Rhode Island Street, and the issuance of a Type 41**
5 **on-sale beer and wine eating place license at the same location, to Anthony M. Gilmore**
6 **for Whole Foods Market California, Inc. dba Whole Foods Market, will serve the public**
7 **convenience and necessity of the people of the City and County of San Francisco, in**
8 **accordance with Section 23958.4 of the California Business and Professions Code, with**
9 **conditions.**

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12 WHEREAS, Anthony M. Gilmore is seeking the transfer of a Type 20 off-sale
13 beer and wine license from 1801 San Jose Avenue to 450 Rhode Island Street, and the
14 issuance of a Type 41 on-sale beer and wine eating place license at the same location,
15 for Whole Foods Market California, Inc. dba Whole Foods Market; and,

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

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

20 RESOLVED, That in accordance with Section 23958.4 of the California Business
21 and Professions Code, the Board of Supervisors of the City and County of San
22 Francisco hereby determines for the foregoing reasons that the transfer of a Type 20
23 off-sale beer and wine license from 1801 San Jose Avenue to 450 Rhode Island Street,
24 and the issuance of a Type 41 on-sale beer and wine eating place license at the same
25 location, for Whole Foods Market California, Inc. dba Whole Foods Market, will serve

1 the public convenience and necessity of the people of the City and County of San
2 Francisco.

3 Conditions: (1) The sale, service, and consumption of alcoholic beverages shall
4 be permitted only between the hours of 8:00 a.m. and 10:00 p.m. each day of the week.
5 (2) Loitering (loitering is defined as "to stand idly about; linger aimlessly without lawful
6 business") is prohibited on any sidewalks or property adjacent to the licensed premises
7 under the control of the licensee as depicted on the ABC-257, dated 11/07/2006. (3)
8 The petitioner(s) shall be responsible for maintaining free of litter the area adjacent to
9 the premises over which they have control.

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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: 061513

Date Passed:

Resolution determining that the transfer of a Type 20 off-sale beer and wine license from 1801 San Jose Avenue to 450 Rhode Island Street, and the issuance of a Type 41 on-sale beer and wine eating place license at the same location, to Anthony M. Gilmore for Whole Foods Market California, Inc. dba Whole Foods Market, 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.

April 10, 2007 Board of Supervisors — ADOPTED

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

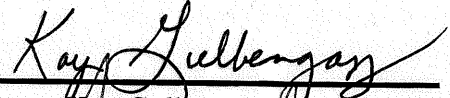
Noes: 1 - Dufty

File No. 061513

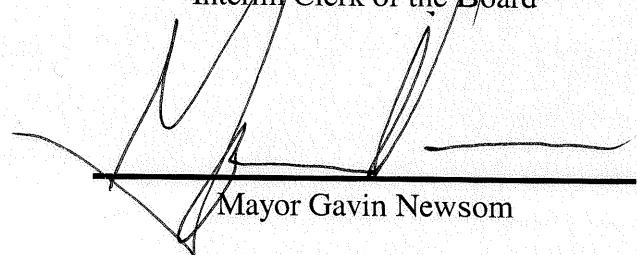
I hereby certify that the foregoing Resolution was ADOPTED on April 10, 2007 by the Board of Supervisors of the City and County of San Francisco.

APR 19 2007

Date Approved



Kay Gurbengay
Interim Clerk of the Board



Mayor Gavin Newsom