

As Amended in Board

6/5/00

FILE NO. 000298

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MOTION NO. M00-52

1 [Zoning Appeal]

2 DISAPPROVING DECISION OF THE PLANNING COMMISSION BY ITS MOTION NO. 14936
3 APPROVING CONDITIONAL USE APPLICATION NO. 99.489C ON PROPERTY LOCATED AT 201
4 NINTH STREET; APPROVING CONDITIONAL USE APPLICATION NO. 99.489C RELATED TO 201
5 NINTH STREET, SUBJECT TO THE CONDITIONS IMPOSED BY THE PLANNING COMMISSION IN
6 ITS MOTION NO. 14936, EXCEPT THAT AN AFTER HOURS PERMIT SHALL BE ISSUED FOR THE
7 NIGHTS STARTING ON THURSDAY, FRIDAY AND SATURDAY UNTIL 3 A.M. ONLY AND A
8 PLACE OF ENTERTAINMENT PERMIT SHALL BE ISSUED FOR 7 DAYS PER WEEK AND
9 FURTHER SUBJECT TO ADDITIONAL CONDITIONS IMPOSED BY THE BOARD OF
10 SUPERVISORS AS SET FORTH HEREIN, AND ADOPTING FINDINGS PURSUANT TO PLANNING
11 CODE SECTION 101.1.

12
13 MOVED, That the decision of the Planning Commission by its Motion No. 14936 Motion No.
14 14936 dated January 13, 2000, approving Conditional Use Application No. 99.489C allowing the
15 intensification of a legal nonconforming nighttime entertainment use by permitting live
16 entertainment; and, disapproving after hours live entertainment, in an SLR (Service/Light
17 Industrial/Residential) District and within the South of Market Mixed Use Housing District with a
18 50-X Height and Bulk Designation, on property located at:
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21 201 Ninth Street, Lot 82 in Assessor's Block 3729.

22 and the same is disapproved; and, be it

23 FURTHER MOVED, That the Board of Supervisors approves Conditional Use Application
24 No. 99.489C on property located at 201 Ninth Street, subject to the following conditions:
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1 a) The Board of Supervisors imposes the conditions imposed by the Planning Commission
2 in its Motion No. 14936, except that an after hours permit shall be issued for the nights starting on
3 Thursday, Friday and Saturday until 3 a.m. only and a place of entertainment permit shall be issued
4 for 7 days per week.

5 b) The Board of supervisors further imposes the following conditions:

6 1. Entry to the club shall cease at 1:45 a.m. and no new patrons allowed into the club
7 after that time.

8 2. All Sales of alcoholic beverages shall cease no later than 1:45 a.m.

9 3. The After Hours Permit shall be good only for 2 a.m. to 3 a.m. of the nights
10 starting on Thursday, Friday and Saturday.

11 4. Notices must be displayed at all entrances and exits urging patrons to leave
12 quietly, not to litter or block driveways.

13 5. Employees shall be posed at entrances and exits from 10:00 p.m. until the last
14 customer has left. An assigned employee shall insure that customers leave in a quiet and orderly
15 manner.

16 6. Prior to 8:00 a.m. each morning, employees shall pick up and dispose of any trash within
17 a 100-foot radius from the premises left by patrons the night before.

18 7. Sufficient toilet facilities shall be made accessible to patrons and prospective
19 patrons if lined up outside to enter the premises.

20 8. AsiaSF shall provide outside lighting to illuminate the adjacent street and
21 sidewalk.

1 9. Asia SF shall provide adequate ventilation so that windows/doors are not left
2 open, resulting in noise emission from the premises.

3 10. AsiaSF shall insure that any indoors or outdoors activity allowed within 100 feet
4 of a residence not exceed the acceptable noise level for residential uses under the SF Noise
5 Ordinance between 10:00 p.m. and 6:00 a.m.

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City and County of San Francisco

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

Tails

Motion

File Number: 000298

Date Passed: June 5, 2000

Motion disapproving decision of the Planning Commission by its Motion No. 14936 approving Conditional Use Application No. 99.489C on property located at 201 Ninth Street; approving Conditional Use Application No. 99.489C related to 201 Ninth Street, subject to the conditions imposed by Planning Commission in its Motion No. 14936, except that an after hours permit shall be issued for the nights starting on Thursday, Friday and Saturday until 3 a.m. only and a place of entertainment permit shall be issued for 7 days per week and further subject to additional conditions imposed by the Board of Supervisors as set forth herein; and adopting findings pursuant to Planning Code Section 101.1.

May 8, 2000 Board of Supervisors — CONTINUED

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

June 5, 2000 Board of Supervisors — AMENDED

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Newsom, Yaki, Yee

Absent: 1 - Teng

Excused: 1 - Leno

June 5, 2000 Board of Supervisors — APPROVED AS AMENDED

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Newsom, Yaki, Yee

Absent: 1 - Teng

Excused: 1 - Leno

File No. 000298

I hereby certify that the foregoing Motion
was APPROVED AS AMENDED on June 5,
2000 by the Board of Supervisors of the City
and County of San Francisco.



Gloria L. Young
Clerk of the Board