

File No. 230336

Committee Item No. 1

Board Item No. 16

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Public Safety and Ngbh Services

Date: May 25, 2023

Board of Supervisors Meeting:

Date: June 6, 2023

Cmte Board

- Motion
- Resolution
- Ordinance
- Legislative Digest
- Budget and Legislative Analyst Report
- Youth Commission Report
- Introduction Form
- Department/Agency Cover Letter and/or Report
- MOU
- Grant Information Form
- Grant Budget
- Subcontract Budget
- Contract / DRAFT Mills Act Agreement
- Form 126 – Ethics Commission
- Award Letter
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OTHER

- Police Department Report – May 18, 2023
- Planning Department Review – April 20, 2023
- PC or N Referral to Planning and Police – March 31, 2023
- PC or N Request Letter – March 30, 2023
- _____
- _____
- _____
- _____
- _____

Prepared by: John Carroll

Date: May 19, 2023

Prepared by: John Carroll

Date: June 2, 2023

Prepared by: _____

Date: _____

1 [Liquor License Issuance - 628 Divisadero Street - The Independent]

2

3 **Resolution determining that the issuance of a Type-90 on-sale general music**
4 **venue liquor license to The Independent LLC, to do business as The Independent**
5 **located at 628 Divisadero 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, The Independent LLC is seeking the issuance of a Type-90 on-sale
12 general music venue liquor license to The Independent LLC, to do business as The
13 Independent located at 628 Divisadero 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) Petitioner(s) shall actively monitor the area under their control in an effort
22 to prevent the loitering of persons on any property adjacent to the licensed premises as
23 depicted on the ABC-253; and 2) Between the hours of 12:00 pm and 2:00 am or at any
24 time the premises are providing entertainment, the petitioner(s) shall provide at least
25 one (1) uniformed security guard(s) on the premises and shall maintain order therein

1 and prevent any activity which would interfere with the quiet enjoyment of their property
2 by nearby residents or the surrounding community. The licensed uniform security guard
3 must be licensed by the State of California Department of Consumer Affairs; now,
4 therefore, be it

5 RESOLVED, That in accordance with California Business and Professions Code,
6 Section 23958.4, the Board of Supervisors of the City and County of San Francisco
7 hereby determines that the issuance of a Type-90 on-sale general music venue liquor
8 license to The Independent LLC, to do business as The Independent located at 628
9 Divisadero Street, will serve the public convenience or necessity of the City and County
10 of San Francisco; and, be it

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

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To Whom it May Concern,

I am writing on behalf of the Divisadero Merchants Association to express our enthusiastic support for The Independent's application to obtain an all-ages liquor license. We believe that granting this license would not only greatly benefit The Independent but also have positive effects on the neighboring businesses in the community.

The Independent has long been a valued establishment in our neighborhood, providing a unique and vibrant space for live entertainment. The venue has cultivated a welcoming and inclusive environment that attracts a diverse customer base. By obtaining an all-ages liquor license, The Independent will have the opportunity to enhance its offerings to families and individuals of all ages, and better serve the community as a whole.

The presence of an all-ages liquor license at The Independent will be a significant boost to the local economy and neighboring businesses. It will encourage more foot traffic and draw a broader range of patrons to Divisadero Street, benefiting the various establishments in the area, such as restaurants, retail stores, and entertainment venues. The increased activity generated by The Independent's expanded services will undoubtedly contribute to the vitality and economic growth of our community.

Furthermore, The Independent has demonstrated a strong commitment to responsible alcohol service and has implemented measures to ensure the safety and well-being of its patrons. The management and staff have shown professionalism and adherence to all relevant regulations, making them well-equipped to handle the additional responsibility of an all-ages liquor license.

In summary, the Divisadero Merchants Association wholeheartedly supports The Independent's application for an all-ages liquor license. We firmly believe that granting this license will not only benefit The Independent but also positively impact the surrounding businesses and contribute to the continued success of our vibrant community.

Thank you for considering our endorsement. Please do not hesitate to contact us if you require any further information or have any questions.

Thank you,

Kittrick Mann, DMA

Carroll, John (BOS)

From: Carroll, John (BOS)
Sent: Thursday, May 18, 2023 5:05 PM
To: Donovan, Dominica (BOS); Bolen, Jennifer M.(BOS); Hernandez, Melissa G (BOS); Kilgore, Preston (BOS); Smeallie, Kyle (BOS); Jemma Jorel Lester
Cc: Alabanza, Analyn@ABC; amarjit.tamber@abc.ca.gov; CPC.Referrals; Atoyebi, Tolu (CPC); Salmonson, Joel (POL); Wong, Joanne (POL); Jonas, Stephen (POL)
Subject: RE: Liquor License Issuance - 628 Divisadero Street - The Independent - BOS File No. 230336

Greetings,

The Police Department has completed their review of the subject public convenience or necessity request and has forwarded their recommendations. For your convenience, I have the review available from the link below:

[Police Department Response – May 18, 2023](#)

The Police Department's ALU is recommending approval with the following conditions:

- 1) Petitioner(s) shall actively monitor the area under their control in an effort to prevent the loitering of persons on any property adjacent to the licensed premises as depicted on the ABC-253; and
- 2) Between the hours of 12:00 pm and 2:00 am or at any time the premises are providing entertainment, the petitioner(s) shall provide at least one (1) uniformed security guard(s) on the premises and shall maintain order therein and prevent any activity which would interfere with the quiet enjoyment of their property by nearby residents or the surrounding community. The licensed uniform security guard must be licensed by the State of California Department of Consumer Affairs.

The Public Safety and Neighborhood Services Committee will hold this hearing at 10 am on Thursday, May 25, 2023.

I invite you to review the entire matter on our [Legislative Research Center](#) by following the link below:

[Board of Supervisors File No. 230336](#)

Thanks for the review.

John Carroll
Assistant Clerk
Board of Supervisors
San Francisco City Hall, Room 244
San Francisco, CA 94102
(415)554-4445



Click [here](#) to complete a Board of Supervisors Customer Service Satisfaction form.

The [Legislative Research Center](#) provides 24-hour access to Board of Supervisors legislation and archived matters since August 1998.

Disclosures: Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted. Members of the public are not required to provide personal identifying information when they communicate with the Board of Supervisors and its committees. All written or oral communications that members of the public submit to the Clerk's Office regarding pending legislation or hearings will be made available to all members of the public for inspection and copying. The Clerk's Office does not redact any information from these submissions. This means that personal information—including names, phone numbers, addresses and similar information that a




San Francisco Police Department
ABC Liaison Unit



Alcoholic Beverage License -
*Public Convenience or
Necessity Recommendation*

To: The San Francisco Board of Supervisors' Committee on Public Safety
and Neighborhood Services

Supervisor Catherine Stefani
Supervisor Matt Dorsey
Supervisor Joel Engardio

From: Lt. Steve Jonas #79 
Officer in Charge
ALU/Permits Unit 415-553-9550

Date: May 18, 2023

Subject: P.C.N. Investigation Regarding: The Independent, LLC
DBA: The Independent
628 Divisadero St.
San Francisco, CA. 94117

The Independent LLC, has filed an application with the California Department of Alcoholic Beverage Control seeking a Type 90 (On-Sale General Music Venue) license to be located at 628 Divisadero St. (located between Hayes St. and Grove St.)

Hours of Operation:

12:00 pm (noon) to 2:00 am each day.

Digest:

The Independent LLC. would like to operate a Music Hall with alcohol sales to be located at 628 Divisadero St. If approved, this license will allow them to sell Beer, Wine and Distilled Spirits.

Letters of Protest

0

Letters of Support

0

Police Calls for Service:

From March 2022 to March 2023

2 calls for service

Police Reports:

From March 2022 to March 2023

0 police reports

San Francisco Plot Information:

This premise is located in Plot: **642**

A High Crime area is defined as **109** or more police reports in a plot for the year of **2022**.

This plot had 212 police reports for **2022**, which is 103 **higher** than the **Citywide "High Crime"** average.

State Census Tract Information:

This premise is located in Census Tract: **164.00**

Population for this tract is: **3,920**

On-sale license authorized by census tract: **13**

Active on-sale licenses: 28 with 0 pending

Off-sale licenses authorized by census tract: **3**

Active off-sale licenses: 6 with 0 pending

Departmental Recommendation:

Points of consideration: **0**

No opposition from **Northern Station**.

Applicant premise **is** located in a “**High Crime**” area.

Applicant premise **is** located in a “**High Concentration**” area.

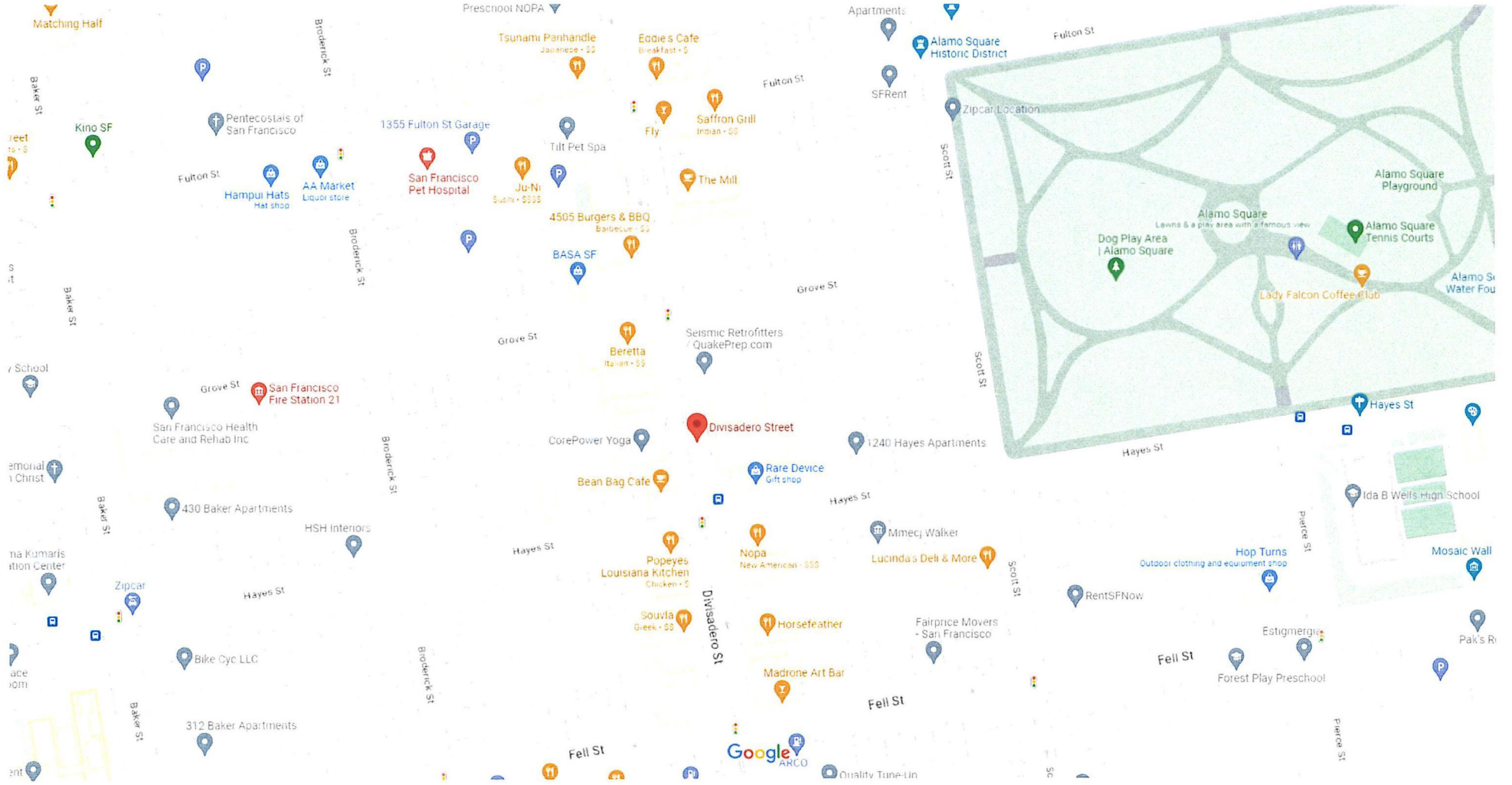
0 - Protest.

0 - Support

ALU Recommendation: **Approval with the following conditions:**

Conditions for Type 90- On Sale General Music Venue

1. Petitioner(s) shall actively monitor the area under their control in an effort to prevent the loitering of persons on any property adjacent to the licensed premises as depicted on ABC-253.
2. Between the hours of (12:00 pm and 2:00 am) or at any time the premises are providing entertainment, the petitioner(s) shall provide at least one (1) uniformed security guard(s) on the premises and shall maintain order therein and prevent any activity which would interfere with the quiet enjoyment of their property by nearby residents or the surrounding community. The licensed uniform security guard must be licensed by the State of California, Department of Consumer Affairs.



Carroll, John (BOS)

From: Carroll, John (BOS)
Sent: Monday, April 24, 2023 2:11 PM
To: Salmonson, Joel (POL); Wong, Joanne (POL); Jonas, Stephen (POL)
Cc: Donovan, Dominica (BOS); Bolen, Jennifer M.(BOS); Hernandez, Melissa G (BOS); Kilgore, Preston (BOS); Smeallie, Kyle (BOS); Alabanza, Analyn@ABC; amarjit.tamber@abc.ca.gov; Jemma Jorel Lester; CPC.Referrals; Atoyebi, Tolu (CPC)
Subject: RE: Liquor License Issuance - 628 Divisadero Street - The Independent - BOS File No. 230336
Categories: 230336

Good afternoon,

The Planning Department has completed their review of the subject application, and has forwarded their recommendation for approval. For your convenience, I have the review available from the link below:

[Planning Dept. Response - Received April 20, 2023](#)

The matter is now awaiting review by the Police Department's ALU.

After receiving review from the Police Department, the Public Safety and Neighborhood Services Committee may hear and consider public convenience or necessity findings for the application, to be forwarded to the California Department of Alcoholic Beverage Control for their consideration in the license matter.

The Public Safety and Neighborhood Services Committee will tentatively schedule this hearing for a regular meeting of May 25, 2023.

I invite you to review the entire matter on our [Legislative Research Center](#) by following the link below:

[Board of Supervisors File No. 230336](#)

Thanks for the review.

John Carroll
Assistant Clerk
Board of Supervisors
San Francisco City Hall, Room 244
San Francisco, CA 94102
(415)554-4445



Click [here](#) to complete a Board of Supervisors Customer Service Satisfaction form.

The [Legislative Research Center](#) provides 24-hour access to Board of Supervisors legislation and archived matters since August 1998.

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BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. (415) 554-5184
Fax No. (415) 554-5163
TDD/TTY No. (415) 554-5227

LIQUOR LICENSE PUBLIC CONVENIENCE OR NECESSITY REFERRAL

TO: Planning Department
Attn: _____
Phone No. _____

DATE: March 31, 2023

AP Block/Lot Nos.: 1202/007

Zoning: Divis NCT

TO: Police Department
Joel Salmonson
Phone No. (415) 553-1115

Quad: Dist 5

Record No.: 2023-002939MIS

Please submit your response within three weeks. The Public Safety and Neighborhood Services Committee will tentatively schedule the PC or N hearing for the regular meeting of May 25, 2023.

PLEASE EMAIL YOUR RESPONSE by April 21, 2023, to:

John Carroll, Public Safety and Neighborhood Services Committee Clerk.

john.carroll@sfgov.org ~ (415) 554-4445

Applicant name: The Independent, LLC

Business name: The Independent

Application address: 628 Divisadero Street
San Francisco, CA 94117

Applicant contact info: Jemma Jorel Lester
jemma@properpourco.com
845-389-3958

PLANNING REVIEW: Approval Denial

Planning Staff Contact: Sydney Tolu Atoyebi, Planner (District 5 & 8)
(Please add comments on a trailing page.)

POLICE REVIEW: Approval Denial

(Please add comments in a trailing report.)



4/20/2023

Assistant Clerk of the Board of Supervisors
San Francisco City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102

Re: 628 Divisadero Street - BOS Referral - Liquor License Public Convenience or Necessity Referral
Planning Department File No. 2023-002939MIS

To Whom It May Concern:

The Planning Department recommends approval for ABC Type-90 license in conjunction with principally permitted Nighttime Entertainment use (d.b.a The Independent) in the Divisadero Street Neighborhood Commercial Transit Zoning District per Planning Code Section 759. All Eating and Drinking uses are subject to the following operating conditions of Planning Code Section 202.2(a)(1):

1. The business operator shall maintain the main entrance to the building and all sidewalks abutting the subject property in a clean and sanitary condition in compliance with the Department of Public Works Street and Sidewalk Maintenance Standards. In addition, the operator shall be responsible for daily monitoring of the sidewalk within a one-block radius of the subject business to maintain the sidewalk free of paper or other litter associated with the business during business hours, in accordance with Article 1, Section 34 of the San Francisco Police Code.
2. When located within an enclosed space, the premises shall be adequately soundproofed or insulated for noise and operated so that incidental noise shall not be audible beyond the premises or in other sections of the building, and fixed-source equipment noise shall not exceed the decibel levels specified in the San Francisco Noise Control Ordinance.
3. While it is inevitable that some low level of odor may be detectable to nearby residents and passersby, appropriate odor control equipment shall be installed in conformance with the approved plans and maintained to prevent any significant noxious or offensive odors from escaping the premises.
4. Garbage, recycling, and compost containers shall be kept within the premises and hidden from public view and placed outside only when being serviced by the disposal company. Trash shall be contained and disposed of pursuant to garbage and recycling receptacles guidelines set forth by the Department of Public Works.

If you have any questions related to Planning's evaluation, please call me at (628) 652-7363.

Sincerely,

Sydney Tolu Atoyebi
Sydney Tolu Atoyebi, Planner
Districts 5 & 8, Current Planning Division

Department of Alcoholic Beverage Control
APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE(S)
 ABC 211 (6/99)

State of California
Jemma Lester
 (845) 389-3958

TO: Department of Alcoholic Beverage Control
 33 NEW MONTGOMERY STREET
 STE 1230
 SAN FRANCISCO, CA 94105
 (415) 356-6500

File Number: 646379
 Receipt Number: 2780597
 Geographical Code: 3800
 Copies Mailed Date: March 1, 2023
 Issued Date:

DISTRICT SERVING LOCATION: SAN FRANCISCO
 First Owner: INDEPENDENT LLC THE 1202/007
 Name of Business: INDEPENDENT THE Dist 5
 Location of Business: 628 DIVISADERO ST NCT
 SAN FRANCISCO, CA 94117 2023-001988MIS
 County: SAN FRANCISCO
 Is Premises inside city limits? Yes Census Tract: 0164.00
 Mailing Address:(If different from premises address)
 Type of license(s): 90 Dropping Partner: Yes ___ No
 Transferor's license/name:

License Type	Transaction Type	Master	Secondary LT And Count		
90 - On-Sale General Music Venue	ORI	Y			

License Type	Transaction Description	Fee Code*	Dup	Date	Fee
Application Fee	ADD PRIMARY LICENSE TYPE	NA	0	03/01/23	\$17,335.00
90 - On-Sale General Music Venue	ANNUAL FEE	P40	0	03/01/23	\$1,355.00
Total					\$18,690.00

Have you ever been convicted of a felony? No
 Have you ever violated any provisions of the Alcoholic Beverage Control Act, or regulations of the Department pertaining to the Act? No

STATE OF CALIFORNIA County of SAN FRANCISCO Date: March 1, 2023

Applicant Name(s)

INDEPENDENT LLC THE

Recommend Approval for ABC Type-90 license in conjunction with principally permitted Nighttime Entertainment use (d.b.a The Independent) in Divisadero Street NCT Zoning District per PC Section 759. Subject to the operating conditions of Planning Code Section 202.2(a)(1).

Sydney Tolu Atoyebi
 Sydney Tolu Atoyebi
 Districts 5 & 8, Current Planning
 4/20/2023

THE INDEPENDENT LLC

Angela Calvillo, Clerk of the Board
San Francisco Board of Supervisors
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102
415-554-4445

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BOARD OF SUPERVISORS
SAN FRANCISCO

2023 MAR 30 PM 1:55

BY



Re: Liquor License "PCN" Request
Original Type #90 - 646379

To the Clerk of the Board,

The purpose of this letter is to respectfully request to be placed on the Board's PSNS Subcommittee calendar for Public Convenience and Necessity review for our Type 90 ABC license.

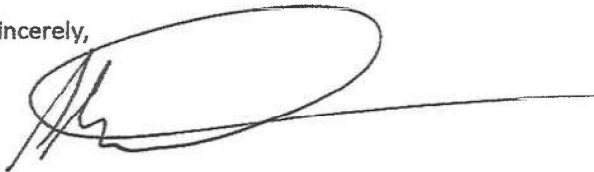
Our business, The Independent, proves to be necessary in San Francisco, as an integral part of the live music scene since 2005. We have been operating with the Dept. of ABC's Type 48 license intended for a bar. This has prohibited minors from being able to attend our performances.

With the new Type 90 Music Venue license now available, we would like to pursue this new license as it better conforms with our operations and allows us to cater to all ages without requiring us to operate as a restaurant.

We seek the SF Board of Supervisor's affirmative ruling that our application serves the public convenience and necessity of San Francisco.

Please include our ABC representative, Jemma Jorel Lester, on correspondence scheduling our hearing date. She can be reached via email at jemma@properpourco.com. Thank you for your kind consideration of this request.

Sincerely,



The Independent, LLC

628 DIVISADERO ST, SAN FRANCISCO, CA 94117

APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE(S)
ABC 211 (6/99)

Jemma Lester

TO: Department of Alcoholic Beverage Control
33 NEW MONTGOMERY STREET
STE 1230
SAN FRANCISCO, CA 94105
(415) 356-6500

File Number: 646379
Receipt Number: 2780597
Geographical Code: 3800
Copies Mailed Date: March 1, 2023
Issued Date;

(845) 389-3958

DISTRICT SERVING LOCATION: SAN FRANCISCO

First Owner: INDEPENDENT LLC THE
Name of Business: INDEPENDENT THE
Location of Business: 628 DIVISADERO ST
SAN FRANCISCO, CA 94117

County: SAN FRANCISCO

Is Premises inside city limits? Yes

Census Tract: 0164.00

Mailing Address:(If different from premises address)

Type of license(s): 90

Dropping Partner: Yes No

Transferor's license/name:

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2023 MAR -6 AM 8:59
BY *[Signature]*

<u>License Type</u>	<u>Transaction Type</u>	<u>Master</u>	<u>Secondary LT And Count</u>		
90 - On-Sale General Music Venue	ORI	Y			

<u>License Type</u>	<u>Transaction Description</u>	<u>Fee Code</u>	<u>Dup</u>	<u>Date</u>	<u>Fee</u>
Application Fee	ADD PRIMARY LICENSE TYPE	NA	0	03/01/23	\$17,335.00
90 - On-Sale General Music Venue	ANNUAL FEE	P40	0	03/01/23	\$1,355.00
Total					\$18,690.00

Have you ever been convicted of a felony? No

Have you ever violated any provisions of the Alcoholic Beverage Control Act, or regulations of the Department pertaining to the Act? No

STATE OF CALIFORNIA County of SAN FRANCISCO

Date: March 1, 2023

Applicant Name(s)

INDEPENDENT LLC THE



CALIFORNIA DEPARTMENT OF

Alcoholic Beverage Control

Report Date: Friday, March 31, 2023

LICENSE INFORMATION

License Number: 646379 **Primary Owner:** INDEPENDENT LLC THE

Office of Application: 24 - SAN FRANCISCO

BUSINESS NAME

INDEPENDENT THE

BUSINESS ADDRESS

628 DIVISADERO ST , SAN FRANCISCO, CA, 94117

County: SAN FRANCISCO **Census Tract:** 0164.00

LICENSEE INFORMATION

Licensee: INDEPENDENT LLC THE

Company Information

OFFICER: MYSTERY MACHINE PRODUCTIONS INC (MANAGING MEMBER)

OFFICER: AJZ LLC (MEMBER)

OFFICER: COX, RYAN JAMES (MEMBER)

OFFICER: OCONNOR, MICHAEL EDGEWORTH (MEMBER)

STOCKHOLDER: AJZ LLC

STOCKHOLDER: COX, RYAN JAMES

STOCKHOLDER: OCONNOR, MICHAEL EDGEWORTH

LICENSE TYPES

Allow up to six weeks for expiration date updates after fee waiver or renewal fee submittal.

90 - ON-SALE GENERAL MUSIC VENUE

License Type Status: PENDING **Status Date:** 01-MAR-2023 **Term:** 12 Month(s)

Original Issue Date: **Expiration Date:** **Master:** Y **Duplicate:** **Fee Code:** P40

Transfers:

OPERATING RESTRICTIONS:

No Operating Restrictions found

DISCIPLINARY ACTION:

No Active Disciplinary Action found

DISCIPLINARY HISTORY:

No Disciplinary History found.

HOLDS:

Hold Type: FORM 220 **Hold Date:** 01-MAR-2023

ESCROWS:

No Escrow found

Carroll, John (BOS)

From: Carroll, John (BOS)
Sent: Friday, March 31, 2023 5:09 PM
To: CPC.Referrals; Salmonson, Joel (POL)
Cc: Donovan, Dominica (BOS); Bolen, Jennifer M.(BOS); Hernandez, Melissa G (BOS); Kilgore, Preston (BOS); Smeallie, Kyle (BOS); Alabanza, Analyn@ABC; amarjit.tamber@abc.ca.gov; Wong, Joanne (POL); Jonas, Stephen (POL); Atoyebi, Tolu (CPC); Jemma Jorel Lester
Subject: Liquor License Issuance - 628 Divisadero Street - The Independent - BOS File No. 230336
Categories: 230336

Greetings,

The office of the Clerk of the Board has received a letter requesting public convenience or necessity findings for a liquor license issuance. I'm referring this matter to you for response via the following linked document:

[Referral Letter - Planning and Police Departments – March 31, 2023](#)

You may review the entire matter on our [Legislative Research Center](#) by following the link below:

[Board of Supervisors File No. 230336](#)

After receiving review from the Planning and Police Departments, the Public Safety and Neighborhood Services Committee may hear and consider public convenience or necessity findings for the application, to be forwarded to the California Department of Alcoholic Beverage Control for consideration in the license matter.

The Public Safety and Neighborhood Services Committee will tentatively schedule this hearing for a regular meeting on May 25, 2023.

I request the Planning Department's response before April 21, 2023. Please confirm receipt of this message.

You may review the fact sheet for public convenience or necessity requests from the San Francisco Board of Supervisors via the following link:

[Liquor License Public Convenience or Necessity Request](#)

Thanks for the review.

John Carroll
Assistant Clerk
Board of Supervisors
San Francisco City Hall, Room 244
San Francisco, CA 94102
(415) 554-4445

(VIRTUAL APPOINTMENTS) To schedule a virtual meeting with me (on Microsoft Teams), please ask and I can answer your questions in real time.

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. (415) 554-5184
Fax No. (415) 554-5163
TDD/TTY No. (415) 554-5227

LIQUOR LICENSE PUBLIC CONVENIENCE OR NECESSITY REFERRAL

TO: Planning Department
Attn: _____
Phone No. _____

DATE: March 31, 2023

AP Block/Lot Nos.: 1202/007

Zoning: Divis NCT

TO: Police Department
Joel Salmonson
Phone No. (415) 553-1115

Quad: _____

Record No.: _____

Please submit your response within three weeks. The Public Safety and Neighborhood Services Committee will tentatively schedule the PC or N hearing for the regular meeting of May 25, 2023.

PLEASE EMAIL YOUR RESPONSE by April 21, 2023, to:

John Carroll, Public Safety and Neighborhood Services Committee Clerk.

john.carroll@sfgov.org ~ (415) 554-4445

Applicant name: The Independent, LLC

Business name: The Independent

Application address: 628 Divisadero Street
San Francisco, CA 94117

Applicant contact info: Jemma Jorel Lester
jemma@properpourco.com
845-389-3958

PLANNING REVIEW: Approval Denial

Planning Staff Contact: _____
(Please add comments on a trailing page.)

POLICE REVIEW: Approval Denial

(Please add comments in a trailing report.)

THE INDEPENDENT LLC

Angela Calvillo, Clerk of the Board
San Francisco Board of Supervisors
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102
415-554-4445

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO

2023 MAR 30 PM 1:55

BY _____

Re: Liquor License "PCN" Request
Original Type #90 - 646379

To the Clerk of the Board,

The purpose of this letter is to respectfully request to be placed on the Board's PSNS Subcommittee calendar for Public Convenience and Necessity review for our Type 90 ABC license.


Our business, The Independent, proves to be necessary in San Francisco, as an integral part of the live music scene since 2005. We have been operating with the Dept. of ABC's Type 48 license intended for a bar. This has prohibited minors from being able to attend our performances.

With the new Type 90 Music Venue license now available, we would like to pursue this new license as it better conforms with our operations and allows us to cater to all ages without requiring us to operate as a restaurant.

We seek the SF Board of Supervisor's affirmative ruling that our application serves the public convenience and necessity of San Francisco.

Please include our ABC representative, Jemma Jorel Lester, on correspondence scheduling our hearing date. She can be reached via email at jemma@properpourco.com. Thank you for your kind consideration of this request.

Sincerely,



The Independent, LLC

APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE(S)

ABC 211 (6/99)

Jemma Lester

TO: Department of Alcoholic Beverage Control
33 NEW MONTGOMERY STREET
STE 1230
SAN FRANCISCO, CA 94105
(415) 356-6500

File Number: 646379
Receipt Number: 2780597
Geographical Code: 3800
Copies Mailed Date: March 1, 2023
Issued Date;

(845) 389-3958

DISTRICT SERVING LOCATION: SAN FRANCISCO

First Owner: INDEPENDENT LLC THE
Name of Business: INDEPENDENT THE
Location of Business: 628 DIVISADERO ST
SAN FRANCISCO, CA 94117

County: SAN FRANCISCO

Is Premises inside city limits? Yes

Census Tract: 0164.00

Mailing Address:(If different
from
premises address)

Type of license(s): 90

Dropping Partner: Yes No

Transferor's license/name:

RECEIVED BOARD OF SUPERVISORS SAN FRANCISCO 2023 MAR -6 AM 8:59

License Type Transaction Type Master Secondary LT And Count
90 - On-Sale General Music Venue ORI Y

Table with columns: License Type, Transaction Description, Fee Code, Dup, Date, Fee. Rows include Application Fee, ANNUAL FEE, and Total \$18,690.00.

Have you ever been convicted of a felony? No

Have you ever violated any provisions of the Alcoholic Beverage Control Act, or regulations of the Department pertaining to the Act? No

STATE OF CALIFORNIA County of SAN FRANCISCO

Date: March 1, 2023

Applicant Name(s)

INDEPENDENT LLC THE



CALIFORNIA DEPARTMENT OF

Alcoholic Beverage Control

Report Date: Friday, March 31, 2023

LICENSE INFORMATION

License Number: 646379 **Primary Owner:** INDEPENDENT LLC THE

Office of Application: 24 - SAN FRANCISCO

BUSINESS NAME

INDEPENDENT THE

BUSINESS ADDRESS

628 DIVISADERO ST , SAN FRANCISCO, CA, 94117

County: SAN FRANCISCO **Census Tract:** 0164.00

LICENSEE INFORMATION

Licensee: INDEPENDENT LLC THE

Company Information

OFFICER: MYSTERY MACHINE PRODUCTIONS INC (MANAGING MEMBER)

OFFICER: AJZ LLC (MEMBER)

OFFICER: COX, RYAN JAMES (MEMBER)

OFFICER: OCONNOR, MICHAEL EDGEWORTH (MEMBER)

STOCKHOLDER: AJZ LLC

STOCKHOLDER: COX, RYAN JAMES

STOCKHOLDER: OCONNOR, MICHAEL EDGEWORTH

LICENSE TYPES

Allow up to six weeks for expiration date updates after fee waiver or renewal fee submittal.

90 - ON-SALE GENERAL MUSIC VENUE

License Type Status: PENDING **Status Date:** 01-MAR-2023 **Term:** 12 Month(s)

Original Issue Date: **Expiration Date:** **Master:** Y **Duplicate:** **Fee Code:** P40

Transfers:

OPERATING RESTRICTIONS:

No Operating Restrictions found

DISCIPLINARY ACTION:

No Active Disciplinary Action found

DISCIPLINARY HISTORY:

No Disciplinary History found.

HOLDS:

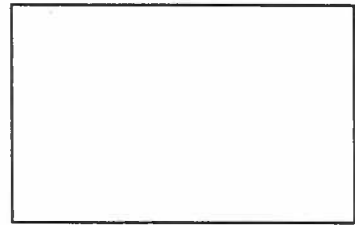
Hold Type: FORM 220 **Hold Date:** 01-MAR-2023

ESCROWS:

No Escrow found

Introduction Form

(by a Member of the Board of Supervisors or the Mayor)



I hereby submit the following item for introduction (select only one):

- 1. For reference to Committee (Ordinance, Resolution, Motion or Charter Amendment)
- 2. Request for next printed agenda (For Adoption Without Committee Reference)
(Routine, non-controversial and/or commendatory matters only)
- 3. Request for Hearing on a subject matter at Committee
- 4. Request for Letter beginning with "Supervisor _____ inquiries..."
- 5. City Attorney Request
- 6. Call File No. _____ from Committee.
- 7. Budget and Legislative Analyst Request (attached written Motion)
- 8. Substitute Legislation File No. _____
- 9. Reactivate File No. _____
- 10. Topic submitted for Mayoral Appearance before the Board on _____

The proposed legislation should be forwarded to the following (please check all appropriate boxes):

- Small Business Commission Youth Commission Ethics Commission
- Planning Commission Building Inspection Commission Human Resources Department

General Plan Referral sent to the Planning Department (proposed legislation subject to Charter 4.105 & Admin 2A.53):

- Yes No

(Note: For Imperative Agenda items (a Resolution not on the printed agenda), use the Imperative Agenda Form.)

Sponsor(s):

Clerk of the Board

Subject:

Liquor License Issuance - 628 Divisadero Street - The Independent

Long Title or text listed:

Hearing to consider that the issuance of a Type-90 on-sale general music venue liquor license to The Independent LLC, to do business as The Independent located at 628 Divisadero Street (District 5) will serve the public convenience or necessity of the City and County of San Francisco.

Signature of Sponsoring Supervisor:

Alia Gomez

A

230386