



San Francisco Police Department  
**ABC Liaison Unit**



Alcoholic Beverage License -  
*Public Convenience and  
Necessity Recommendation*

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

**Supervisor Eric Mar**  
**Supervisor David Campos**  
**Supervisor Aaron Peskin**

**From:** Lieutenant Dave Falzon  
Officer in Charge  
ABC Liaison Unit (ALU) 837-7269

**Date:** March 3, 2016

**Subject:** P.C.N. Investigation Regarding: Nighthawk's, LLC.  
DBA: Pinot's Palette  
1981 Sutter Street  
Eben Marsh  
(415)279-8963

Eben Marsh of Nighthawk's, LLC, dba Pinot's Palette has filed an application with the California Department of Alcoholic Beverage Control seeking a -Type 42 (On-Sale Beer and Wine) License for 1981 Sutter Street (located between Fillmore and Webster Streets).

Hours of Operation:

Daily 12 p.m.-10 p.m.

**Digest:**

The licensee wishes to operate as an upscale paint and sip studio. If approved, this license will allow Pinot's Palette to sell On-Sale Beer and Wine at this premises.

**Letters of Protest:**

**No Record**

**Letters of Support:**

**No Record**

**Police Calls for Service:**

From February 2014 to February 2015

**0**

**Police Reports:**

From February 2014 to February 2015

**0**

**San Francisco Plot Information:**

This premise is located in Plot **537**

A High Crime area is defined as **98** or more police reports in a plot for the year of **2014**.

This plot had **289** police reports for **2014**, which is **191** over the **Citywide “High Crime”** average.

**State Census Tract Information:**

This premise is located in Census Tract **0155.00**

Population for this tract is: **3,622**

On-sale license authorized by census tract: **12**

Active on-sale licenses: **55** with **1** pending

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

Active off-sale licenses: **8** with **1** pending

**Departmental Recommendation:**

Points of consideration:

No opposition from **Northern Station**

Applicant premise **is** located in a “high crime” area.

Applicant premise **is** located in an “undue concentration” area.

**0** - Record of protest.

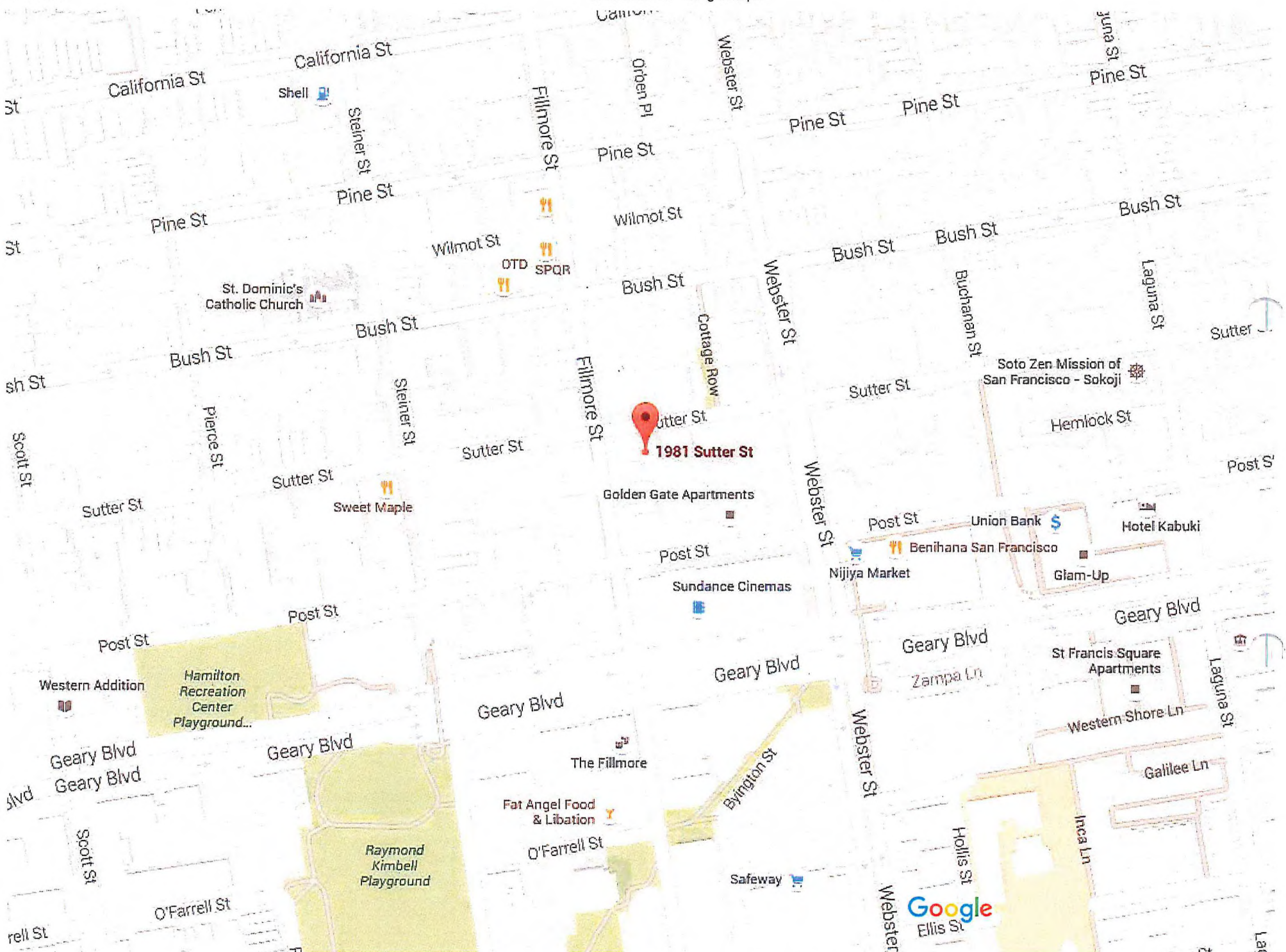
**0** - Record of support.

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

**Conditions for Type 42 (On-Sale Beer and Wine)**

1. Sales, service, and consumption of alcoholic beverages shall be permitted only between the hours of 12:00 p.m. and 10:00 p.m. daily.
2. No noise shall be audible beyond the area under the control of the licensee as defined on the ABC-257, dated \_\_\_\_\_.
3. The petitioner(s) shall be responsible for maintaining free of litter the area adjacent to the premises over which they have control.
4. Loitering (loitering is defined as “to stand idly about; linger aimlessly without lawful business”) is prohibited on any sidewalks or property adjacent to the licensed premises under the control of the licensee.
5. Graffiti shall be removed from the premises and all parking lots under the control of the licensee within 72 hours of application. If the graffiti occurs on a Friday or weekend day, or on a holiday, the licensee shall remove the graffiti within 72 hours following the beginning of the next week day.
6. The interior lighting maintained therein shall be sufficient to make easily discernible the appearance and conduct of all persons and patrons in that portion of the premises where alcoholic beverages are sold, served, delivered or consumed.
7. The exterior of the premises shall be equipped with lighting of sufficient power to illuminate and make easily discernible the appearance and conduct of all persons on or about the premises. Additionally, the position of such lighting shall not disturb the normal privacy and use of any neighboring residences.
8. Petitioner shall not make structural changes in the premises interior without prior written approval from the Department.
9. The sale of alcoholic beverages for off-sale is strictly prohibited.

End





1981 Sutter St

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