

1 [Liquor License Issuance - 1025 Market Street - International Art Museum of America]

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3 **Resolution determining that the issuance of a Type-90 on-sale general music**
4 **venue beer, wine, and distilled spirits liquor license to International Art Museum**
5 **of America located at 1025 Market Street (District 6), will serve the public**
6 **convenience or necessity of the City and County of San Francisco, in accordance**
7 **with California Business and Professions Code, Section 23958.4; and requesting**
8 **that the California Department of Alcoholic Beverage Control impose conditions**
9 **on the issuance of the license.**

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11 WHEREAS, International Art Museum of America, is seeking the issuance of a
12 Type-90 on-sale general music venue beer, wine, and distilled spirits liquor license to do
13 business as International Art Museum of America, located at 1025 Market Street
14 (District 6); and

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

17 WHEREAS, The Police Department has filed two protests and zero letters of
18 support with the Department of Alcoholic Beverage Control under California Business
19 and Professions Code, Section 24013, and recommends that the Department of
20 Alcoholic Beverage Control issue the liquor license with conditions; and

21 WHEREAS, The conditions recommended by the Police Department are the
22 following: 1(a) Except as provided in Condition 2 below, no noise shall be audible
23 beyond the area under the control of the licensee; 1(b) Any noise caused by
24 entertainment or amplified sound that is subject to the provisions of an active
25 Entertainment Permit issued by the San Francisco Entertainment Commission shall be

1 authorized in accordance with the limits established by that Entertainment Permit,
2 including any limitation on hours during which entertainment or amplified sound is
3 permitted. A violation of the entertainment or amplified sound noise conditions of the
4 Entertainment Permit, as determined by the San Francisco Entertainment Commission
5 (or any successor agency), shall be deemed to be violation of this Condition. Any noise
6 that is not subject to, or is beyond the scope of, the Entertainment Permit shall be
7 subject to Condition I above. "Entertainment Permit" means any of the following: a Just
8 Add Music permit, a Limited Live Performance permit, a Place of Entertainment permit,
9 a Fixed Place Amplified Sound permit, or any similar such permit issued by the San
10 Francisco Entertainment Commission; 2) Petitioner(s) shall actively monitor the area
11 under their control in an effort to prevent the loitering of persons on any property
12 adjacent to the licensed premises as depicted on ABC-257; 3) The petitioner(s) shall be
13 responsible for maintaining free of litter the area adjacent to the premises over which
14 they have control, as depicted on ABC-257; 4) At any time, the premise is providing live
15 entertainment, the petitioner(s) shall have two (2) uniformed security guard(s) on the
16 premises and shall maintain order therein to prevent any activity which would interfere
17 with the quiet enjoyment of their nearby residents, or the surrounding community. The
18 uniform security guards must be licensed by the State of California Department of
19 Consumer Affairs; now, therefore, be it

20 RESOLVED, That in accordance with California Business and Professions Code,
21 Section 23958.4, the Board of Supervisors of the City and County of San Francisco
22 hereby determines that issuance of a Type-90 on-sale general music venue beer, wine,
23 and distilled spirits liquor license to International Art Museum of America, doing
24 business as International Art Museum of America, located at 1025 Market Street
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1 (District 6), will serve the public convenience or necessity of the City and County of San
2 Francisco; and, be it

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