

BOARD of SUPERVISORS



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

February 13, 2019

Justin Gebb
California Department of Alcoholic Beverage Control
33 New Montgomery St., Suite 1230
San Francisco, CA 94105


Dear Mr. Gebb:

The attached is a Resolution from the San Francisco Board of Supervisors making a determination that the issuance of a Type-42 on-sale beer and wine public premises liquor license to 1and8 Inc., doing business as the Museum of Ice Cream, located at 1 Grant Avenue, will not serve the public convenience or necessity of the City and County of San Francisco. The Board of Supervisors' Public Safety and Neighborhood Services Committee conducted a public hearing on January 23, 2019; Resolution No. 42-19 was approved by the Board of Supervisors on January 29, 2019, and enacted on February 8, 2019.

The Department of Alcohol Beverage Control is receiving this correspondence in accordance with California Business and Professions Code, Section 23958.4, affirming that the San Francisco Board of Supervisors recommends the California Department of Alcoholic Beverage Control deny the issuance of the license.

If you have any questions, please contact John Carroll, Assistant Clerk, at (415) 554 4445.

Sincerely,


Angela Calvillo
Clerk of the Board

C: Nelly Gordon, Police Department
Rose Meyer, Department of Alcoholic Beverage Control
Jemma Jorel Lester, Applicant



City and County of San Francisco

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

Certified Copy

Resolution

181025 [Liquor License - 1 Grant Avenue - Museum of Ice Cream]

Resolution determining that the issuance of a Type-42 on-sale beer and wine public premises liquor license to 1and8 Inc., doing business as the Museum of Ice Cream, located at 1 Grant Avenue (District 3), will not serve the public convenience or necessity of the City and County of San Francisco; and requesting that the California Department of Alcoholic Beverage Control deny the issuance of the license, in accordance with California Business and Professions Code, Section 23958.4. (Public Safety and Neighborhood Services Committee)

1/29/2019 Board of Supervisors - ADOPTED

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton and Yee

2/8/2019 Mayor - RETURNED UNSIGNED

STATE OF CALIFORNIA
CITY AND COUNTY OF SAN FRANCISCO


CLERK'S CERTIFICATE

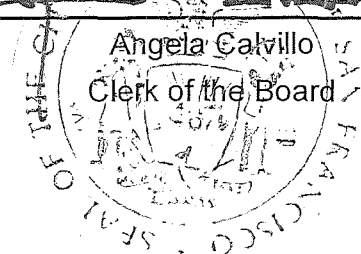
I do hereby certify that the foregoing Resolution is a full, true, and correct copy of the original thereof on file in this office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City and County of San Francisco.

February 12, 2019

Date



Angela Calvillo
Clerk of the Board


1 [Liquor License - 1 Grant Avenue - Museum of Ice Cream]

2
3 **Resolution determining that the issuance of a Type-42 on-sale beer and wine**
4 **public premises liquor license to 1and8 Inc., doing business as the Museum of**
5 **Ice Cream, located at 1 Grant Avenue (District 3), will not serve the public**
6 **convenience or necessity of the City and County of San Francisco; and**
7 **requesting that the California Department of Alcoholic Beverage Control deny the**
8 **issuance of the license, in accordance with California Business and Professions**
9 **Code, Section 23958.4.**

10
11 WHEREAS, 1and8 Inc. is seeking the issuance of a Type-42 on-sale beer and
12 wine public premises liquor license for a proposed service premise doing business as
13 the Museum of Ice Cream, located at 1 Grant Avenue (District 3); 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) sales, service, and consumption of alcoholic beverages shall be permitted
22 only between the hours of 9:00 a.m. and 12:00 a.m. Sunday through Wednesday,
23 and 9:00 a.m. and 1:00 a.m. on Thursday, Friday, and Saturday; 2) petitioner(s) shall
24 actively monitor the area under their control in an effort to prevent the loitering of
25 persons on any property adjacent to the licensed premises as depicted on the most-

1 recently-certified ABC-253; and 3) the sale of alcoholic beverages for consumption off
2 the premises is prohibited; and

3 WHEREAS, The site is located in an area with an undue concentration of liquor
4 licenses; now, therefore, be it

5 RESOLVED, That the issuance of a Type-42 on-sale beer and wine public
6 premises liquor license to 1and8 Inc., doing business as the Museum of Ice Cream,
7 located at 1 Grant Avenue (District 3), will not serve the public convenience or necessity
8 of the City and County of San Francisco; and, be it

9 FURTHER RESOLVED, That the Board of Supervisors of the City and County of
10 San Francisco hereby respectfully requests that the Department of Alcoholic Beverage
11 Control deny the issuance of the license.



City and County of San Francisco

Tails
Resolution

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

File Number: 181025

Date Passed: January 29, 2019

Resolution determining that the issuance of a Type-42 on-sale beer and wine public premises liquor license to 1and8 Inc., doing business as the Museum of Ice Cream, located at 1 Grant Avenue (District 3), will not serve the public convenience or necessity of the City and County of San Francisco; and requesting that the California Department of Alcoholic Beverage Control deny the issuance of the license, in accordance with California Business and Professions Code, Section 23958.4.

January 23, 2019 Public Safety and Neighborhood Services Committee - PREPARED IN COMMITTEE AS A RESOLUTION

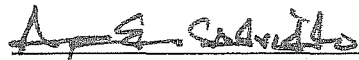
January 23, 2019 Public Safety and Neighborhood Services Committee - RECOMMENDED

January 29, 2019 Board of Supervisors - ADOPTED

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton and Yee

File No. 181025

I hereby certify that the foregoing Resolution was ADOPTED on 1/29/2019 by the Board of Supervisors of the City and County of San Francisco.


Angela Calvillo
Clerk of the Board

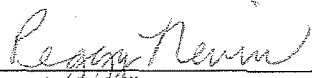
Unsigned

London N. Breed
Mayor

2/8/2019

Date Approved

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, or time waived pursuant to Board Rule 2.14.2, became effective without her approval in accordance with the provision of said Section 3.103 of the Charter or Board Rule 2.14.2.


for Angela Calvillo
Clerk of the Board

2/8/2019
Date

File No.
181025