

File No. 160250

Committee Item No. 2

Board Item No. \_\_\_\_\_

# COMMITTEE/BOARD OF SUPERVISORS

## AGENDA PACKET CONTENTS LIST

Committee: Public Safety and Neighborhood Services Date June 29, 2016

Board of Supervisors Meeting Date \_\_\_\_\_

### 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/Agreement
- Form 126 – Ethics Commission
- Award Letter
- Application
- Public Correspondence

### OTHER (Use back side if additional space is needed)

- PCN Application Letter - 03/15/2016 *(WITH RES APPLICATION)*
- LL Referral - 03/16/2016
- Response Planning - 03/28/2016
- Response Police - 06/15/2016
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
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Completed by: Erica Major Date June 24, 2016

Completed by: \_\_\_\_\_ Date \_\_\_\_\_

RECEIVED VIA EMAIL  
FILE 160750  
6/16/2016



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 Jane Kim**  
**Supervisor John Avalos**  
**Supervisor David Campos**

**From:** Lieutenant Dave Falzon   
Officer in Charge  
ABC Liaison Unit (ALU) 415-837-7287

**Date:** May 13, 2016

**Subject:** P.C.N. Investigation Regarding: Raton 927 LLC  
DBA: Raton 927  
927 Post St  
(707) 938-8931

Mike Cook on behalf of Raton 927 LLC has filed an application with the California Department of Alcoholic Beverage Control seeking a -Type 20 (Off Sale Beer and wine) License for 927 Post St (located between Larkin and Hyde Streets).

Hours of Operation:

Daily 7 a.m to 9 p.m

**Digest:**

Raton 927 LLC would like to accommodate their patrons by providing beer and wine for off sale purchases to enjoy with their high end deli-style, take-out restaurant. If approved, this license will allow Raton 927 LLC to operate as a package store providing beer and wine.

**Letters of Protest:**

**6 letters of protest**

**Letters of Support:**

**No Record**

**Police Calls for Service:**

From March 2015 to March 2016

**3 Calls for service**

**Police Reports:**

From March 2015 to March 2016: 0

**San Francisco Plot Information:**

This premise is located in Plot **542**

A High Crime area is defined as **99** or more police incidents in a plot for the year of **2015**.

This plot had **312** police incidents for **2015**, which is **213** over the **Citywide "High Crime"** average.

**State Census Tract Information:**

This premise is located in Census Tract **122.01**

Population for this tract is: **4,567**

On-sale license authorized by census tract: **16**

Active on-sale licenses: **22**

Off-sale licenses authorized by census tract: **4**

Active off-sale licenses: **4**

**Departmental Recommendation:**

Points of consideration: 2

Chinese Grace Church (931 Larkin St)

Community Youth Center (1038 Post St)

**Central Station has no opposition**

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

Applicant premise **is** located in an **low saturation area** area.

**6** - Record of protest.

**0** - Record of support.

ALU Recommendation: Approval with the following conditions:

1. Sales of alcoholic beverages shall be permitted only between the hours of 7:00 a.m. to 12:00 a.m. midnight daily.
2. No noise shall be audible beyond the area under the control of the licensee as defined on the ABC-257, dated 2/22/2016.
3. No malt beverage shall be sold with an alcoholic content great than 5.7% by volume.
4. The sales of beer or malt beverages in quantities of 16 oz., 20 oz., 32 oz., 40 oz., or similar size containers is prohibited.
5. 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 as depicted on the ABC-257, dated 2/22/2016.
6. No beer or malt beverages shall be sold in quantities of less than manufacturer pre-packaged six packs per sale with the exception of wine-coolers, beer coolers which must be sold in manufacturer pre-packaged multi-unit quantities of four (4) or more.
7. Wine shall not be sold in bottles or containers smaller than 750 ml.

END

NF



# LIQUOR LICENSE REVIEW

**TO:** Planning Department **File:** 160250  
AnMarie Rodgers/CTYPLN/SFGOV  
Georgia Powell/CTYPLN/SFGOV@SFGOV  
Fax No.: (415) 558-6409

Block/lot: 0302/027  
Zoning: RL-4  
Quad: NE

**TO:** Police Department  
Inspector Nelly Gordon  
Phone: (415) 837-7273

**DATE:** March 15, 2016

Record # 2016-003460 MIS

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This item is tentatively scheduled to be heard in four to six weeks.  
**PLEASE EMAIL YOUR RESPONSE BY:** April 20, 2016, to Erica Major, Public Safety and Neighborhood Services Committee Clerk.  
**Erica.Major@sfgov.org - Fax No: 554-7771**

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**Applicant Name:** Mike Cook  
**and Business Name:** 927 Raton  
(927 Post Street)  
**Applicant Address:** 927 Post Street  
San Francisco, CA 94109  
**and Phone No.** (707) 938-8931

**PLANNING COMMENTS:**  Approval  Denial

Approved, ABC Type 20 license is permitted w/ Retail Use in the RL-4 District, pursuant to Code Section 209.3.

*[Signature]*  
NICHOLAS FOSTER 415-573-9167  
3/29/16

**POLICE COMMENTS:**  Approval  Denial



**INFORMATION AND INSTRUCTIONS -**

**SECTION 23958.4 B&P**

Instructions This form is to be used for all applications for original issuance or premises to premises transfer of licenses.

- Part 1 is to be completed by an ABC employee, given to applicant with pre-application package, with copy retained in holding file or applicant's district file.
- Part 2 is to be completed by the applicant, and returned to ABC.
- Part 3 is to be completed by the local governing body or its designated subordinate officer or body, and returned to ABC.

**PART 1 - TO BE COMPLETED BY ABC**

1. APPLICANT'S NAME <b>Raton 927 LLC</b>		
2. PREMISES ADDRESS (Street number and name, city, zip code) <b>927 Post St., San Francisco CA 94109-5841</b>		3. LICENSE TYPE <b>20</b>
4. TYPE OF BUSINESS		
<input type="checkbox"/> Full Service Restaurant	<input type="checkbox"/> Hofbrau/Cafeteria	<input type="checkbox"/> Cocktail Lounge
<input type="checkbox"/> Deli or Specialty Restaurant	<input type="checkbox"/> Comedy Club	<input type="checkbox"/> Night Club
<input type="checkbox"/> Cafe/Coffee Shop	<input type="checkbox"/> Brew Pub	<input type="checkbox"/> Tavern: Beer
<input type="checkbox"/> Bed & Breakfast:	<input type="checkbox"/> Theater	<input type="checkbox"/> Tavern: Beer & Wine
<input type="checkbox"/> Wine only	<input type="checkbox"/> All	<input type="checkbox"/> Private Club
<input type="checkbox"/> Supermarket	<input type="checkbox"/> Membership Store	<input type="checkbox"/> Service Station
<input type="checkbox"/> Liquor Store	<input type="checkbox"/> Department Store	<input type="checkbox"/> Convenience Market
<input type="checkbox"/> Drug/Variety Store	<input type="checkbox"/> Florist/Gift Shop	<input type="checkbox"/> Convenience Market w/Gasoline
<input type="checkbox"/> Other - describe:		<input type="checkbox"/> Swap Meet/Flea Market
<input type="checkbox"/> Drive-in Dairy		
5. COUNTY POPULATION <b>845,602</b>	6. TOTAL NUMBER OF LICENSES IN COUNTY <b>1060</b>	7. RATIO OF LICENSES TO POPULATION IN COUNTY
	<input type="checkbox"/> On-Sale <input checked="" type="checkbox"/> Off-Sale	<input type="checkbox"/> On-Sale <input type="checkbox"/> Off-Sale
8. CENSUS TRACT NUMBER <b>122.01</b>	9. NO. OF LICENSES ALLOWED IN CENSUS TRACT <b>4</b>	10. NO. OF LICENSES EXISTING IN CENSUS TRACT
	<input type="checkbox"/> On-Sale <input checked="" type="checkbox"/> Off-Sale	<input type="checkbox"/> On-Sale <input checked="" type="checkbox"/> Off-Sale
11. IS THE ABOVE CENSUS TRACT OVERCONCENTRATED WITH LICENSES? (i.e., does the ratio of licenses to population in the census tract exceed the ratio of licenses to population for the entire county?)		
<input checked="" type="checkbox"/> Yes, the number of existing licenses exceeds the number allowed		
<input type="checkbox"/> No, the number of existing licenses is lower than the number allowed		
12. DOES LAW ENFORCEMENT AGENCY MAINTAIN CRIME STATISTICS?		
<input checked="" type="checkbox"/> Yes (Go to Item #13) <input type="checkbox"/> No (Go to Item #20)		
13. CRIME REPORTING DISTRICT NUMBER <b>542</b>	14. TOTAL NUMBER OF REPORTING DISTRICTS <b>653</b>	15. TOTAL NUMBER OF OFFENSES IN ALL REPORTING DISTRICTS <b>53,160</b>
16. AVERAGE NO. OF OFFENSES PER DISTRICT <b>81</b>	17. 120% OF AVERAGE NUMBER OF OFFENSES <b>97</b>	18. TOTAL NUMBER OF OFFENSES IN REPORTING DISTRICT <b>291</b>
19. IS THE PREMISES LOCATED IN A HIGH CRIME REPORTING DISTRICT? (i.e., has a 20% greater number of reported crimes than the average number of reported crimes as determined from all crime reporting districts within the jurisdiction of the local law enforcement agency)		
<input checked="" type="checkbox"/> Yes, the total number of offenses in the reporting district equals or exceeds the total number in item #17		
<input type="checkbox"/> No, the total number of offenses in the reporting district is lower than the total number in item #17		
20. CHECK THE BOX THAT APPLIES (check only one box)		
<input type="checkbox"/> a. If "No" is checked in both item #11 <u>and</u> item #19, <u>Section 23958.4 B&amp;P does not apply</u> to this application, and no additional information will be needed on this issue. Advise the applicant to bring this completed form to ABC when filing the application.		
<input type="checkbox"/> b. If "Yes" is checked in either item #11 <u>or</u> item #19, <u>and</u> the applicant is applying for a non-retail license, a retail bona fide public eating place license, a retail license issued for a hotel, motel or other lodging establishment as defined in Section 25503.16(b) B&P, or a retail license issued in conjunction with a beer manufacturer's license, or winegrower's license, advise the <u>applicant to complete Section 2</u> and bring the completed form to ABC when filing the application or as soon as possible thereafter.		
<input checked="" type="checkbox"/> c. If "Yes" is checked in either item #11 <u>or</u> item #19, <u>and</u> the applicant is applying for an off-sale beer and wine license, an off-sale general license, an on-sale beer license, an on-sale beer and wine (public premises) license, or an on-sale general (public premises) license, advise the <u>applicant to take this form to the local governing body, or its designated subordinate officer or body to have them complete Section 3</u> . The completed form will need to be provided to ABC in order to process the application.		

Governing Body/Designated Subordinate Name: **Board of Supervisors**

**FOR DEPARTMENT USE ONLY**

PREPARED BY (Name of Department Employee)

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