

File No. 190306

Committee Item No. 1

Board Item No. _____

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Comm: Public Safety & Neighborhood Services

Date: June 7, 2019

Board of Supervisors Meeting:

Date: _____

Cmte Board

- | | | |
|-------------------------------------|--------------------------|--|
| <input type="checkbox"/> | <input type="checkbox"/> | Motion |
| <input type="checkbox"/> | <input type="checkbox"/> | Resolution |
| <input type="checkbox"/> | <input type="checkbox"/> | Ordinance |
| <input type="checkbox"/> | <input type="checkbox"/> | Legislative Digest |
| <input type="checkbox"/> | <input type="checkbox"/> | Budget and Legislative Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Youth Commission Report |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Introduction Form |
| <input type="checkbox"/> | <input type="checkbox"/> | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/> | <input type="checkbox"/> | MOU |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Information Form |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Subcontract Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Contract/Agreement |
| <input type="checkbox"/> | <input type="checkbox"/> | Form 126 – Ethics Commission |
| <input type="checkbox"/> | <input type="checkbox"/> | Award Letter |
| <input type="checkbox"/> | <input type="checkbox"/> | Application |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Public Correspondence |

OTHER

- | | | |
|-------------------------------------|--------------------------|--|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <u>Police Department Response - May 2, 2019</u> |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <u>Protest Letters</u> |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <u>Planning Department Response - April 24, 2019</u> |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <u>Referral - April 12, 2019</u> |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <u>PC or N Request Letter - April 10, 2019</u> |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <u>Form ABC-172 - March 19, 2019</u> |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <u>Form ABC-211 - December 10, 2018</u> |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <u>Form ABC-253 - November 29, 2018</u> |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <u>Form ABC-257 - November 29, 2018</u> |

Prepared by: John Carroll

Date: May 31, 2019

Prepared by: John Carroll

Date: _____

Carroll, John (BOS)

From: Carroll, John (BOS)
Sent: Tuesday, May 07, 2019 11:44 AM
To: Gordon, Nelly (POL); 'melani@alcohol.law'; Mundy, Erin (BOS); Burch, Percy (BOS); Gallardo, Tracy (BOS); Gee, Natalie (BOS)
Cc: George, Gigi (POL); Macchi, Patrick (POL); 'Gebb, Justin@ABC'; 'Meyer, Rose @ABC'; 'Reyes, Gertie@ABC'; Cabrerros, Glenn (CPC); CPC.Referrals; Powell, Georgia (CPC); Christensen, Michael (CPC); Wong, Joanne (POL); Sawyer, Georgia (POL)
Subject: RE: Liquor License PC or N Referral - Liquor License - 888 Tennessee Street - Amazon Prime Now
Categories: 190306

Good morning,

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

[Police Department Response - May 2, 2019](#)

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

- 1) All alcoholic beverages offered for sale by petitioner/licensee to the general public shall be displayed within the portion of the retail premises open to the public. Such display may include by way of electronic, on-line, or other form of catalog. The alcoholic beverages offered for sale to in-person visitors can be a curated selection and need not include all alcoholic beverages in petitioner/licensee's inventory;
- 2) All alcoholic beverages offered for sale by petitioner/licensee to the general public shall be made conveniently available for inspection and purchase by customers in the portion of the retail premises open to the public. The alcoholic beverages offered for inspection and purchase by in-person visitors can be a curated selection and need not include all alcoholic beverages in petitioner/licensee's inventory;
- 3) On each day of the week during which the licensee is exercising its license privileges, the public area of the licensed premises shall be open and operating for at least 50 percent of the hours during which such privileges are being exercised. For purposes of this condition, "exercising license privileges" means the hours during which alcoholic beverages are offered for off-site delivery to customers;
- 4) The hours during which the public area of the retail premises is open to the public shall be posted at the entrance to the premises;
- 5) Petitioner/licensee shall maintain records to establish compliance with Conditions 3 and 4, and shall provide them to the Department upon demand;
- 6) No alcoholic beverages shall be consumed on any property adjacent to the licensed premises under the control of the licensee(s) as depicted on the most recently certified ABC-257 and ABC-253;
- 7) The petitioner(s) shall be responsible for maintaining free of litter the area adjacent to the premises over which they have control as depicted on the most recently certified ABC-257 and ABC-253; and
- 8) 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 most recently certified ABC-253.

I invite you to review the entire matter on our Legislative Research Center by following the link below:

[Board of Supervisors File No. 190306](#)

This request for findings of public convenience or necessity will be heard by the Public Safety and Neighborhood Services Committee no later than June 13, 2019.

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 member of the public elects to submit to the Board and its committees—may appear on the Board of Supervisors website or in other public documents that members of the public may inspect or copy. SPQSF

From: Carroll, John (BOS)
Sent: Tuesday, April 30, 2019 2:01 PM
To: Gordon, Nelly (POL) <nelly.gordon@sfgov.org>; melani@alcohol.law
Cc: George, Gigi (POL) <gigi.george@sfgov.org>; Macchi, Patrick (POL) <patrick.macchi@sfgov.org>; Mundy, Erin (BOS) <erin.mundy@sfgov.org>; Gebb, Justin@ABC <justin.gebb@abc.ca.gov>; Meyer, Rose @ABC <Rose.Meyer@ABC.ca.gov>; Reyes, Gertie@ABC <Gertie.Reyes@abc.ca.gov>; Cabrerros, Glenn (CPC) <glenn.cabreros@sfgov.org>; Beinart, Amy (BOS) <amy.beinart@sfgov.org>; (carolyn.goossen@sfgov.org) <carolyn.goossen@sfgov.org>; Morales, Carolina (BOS) <Carolina.Morales@sfgov.org>; CPC.Referrals <CPC.Referrals@sfgov.org>; Powell, Georgia (CPC) <georgia.powell@sfgov.org>; Christensen, Michael (CPC) <Michael.Christensen@sfgov.org>
Subject: RE: Liquor License PC or N Referral - Liquor License - 888 Tennessee Street - Prime Now, LLC

Good afternoon,

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

[Planning Dept. Response - Received April 24, 2019](#)

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 no later than June 13 of 2019.

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

[Board of Supervisors File No. 190306](#)

Thanks for the review.

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



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From: Carroll, John (BOS)

Sent: Friday, April 12, 2019 10:08 AM

To: CPC.Referrals <CPC.Referrals@sfgov.org>; Gordon, Nelly (POL) <nelly.gordon@sfgov.org>; Powell, Georgia (CPC) <georgia.powell@sfgov.org>; Christensen, Michael (CPC) <Michael.Christensen@sfgov.org>; melani@alcohol.law

Cc: George, Gigi (POL) <gigi.george@sfgov.org>; Macchi, Patrick (POL) <patrick.macchi@sfgov.org>; Mundy, Erin (BOS) <erin.mundy@sfgov.org>; Gebb, Justin@ABC <justin.gebb@abc.ca.gov>; Meyer, Rose @ABC <Rose.Meyer@ABC.ca.gov>; Reyes, Gertie@ABC <Gertie.Reyes@abc.ca.gov>; Cabrerros, Glenn (CPC) <glenn.cabreros@sfgov.org>; Beinart, Amy (BOS) <amy.beinart@sfgov.org>; (carolyn.goossen@sfgov.org) <carolyn.goossen@sfgov.org>; Morales, Carolina (BOS) <Carolina.Morales@sfgov.org>

Subject: Liquor License PC or N Referral - Liquor License - 888 Tennessee Street - Prime Now, LLC

Good afternoon,

The office of the Clerk of the Board has received a letter requesting public convenience or necessity findings for a liquor license. This matter is being referred to you for response via the following linked document:

[Referral Letter - Planning and Police Departments - April 12, 2019](#)

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

[Board of Supervisors File No. 190306](#)

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 in June of 2019.

I request the Planning Department's response before May 3, 2019. 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



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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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 Rafael Mandelman
Supervisor Catherine Stefani
Supervisor Shamman Walton

From: Lt. Georgia Sawyer #1565 
Officer in Charge
ALU/Permits Unit 415-553-9550

Date: May 1, 2019

Subject: P.C.N. Investigation Regarding: Prime Now LLC
DBA: Prime Now LLC
888 Tennessee St
San Francisco, CA. 94107

Prime Now LLC has filed an application with the California Department of Alcoholic Beverage Control seeking a Type 21 (Off-Sale General) license to be located at 888 Tennessee St. (located between 19th and 20th St.)

Hours of Operation:

8:00 a.m. to 4:00 p.m. 7 days a week.

Digest:

Prime Now would like to operate a retail store front to be located at 888 Tennessee St. If approved, this license will allow Prime Now to sell Off-Sale Beer, Wine and Distilled Spirits.

Letters of Protest

5

Letters of Support

0

Police Calls for Service:

From December 2017 to December 2018

2 calls for service

Police Reports:

From December 2017 to December 2018

0 police reports

San Francisco Plot Information:

This premise is located in Plot: **309**

A Low Crime area is defined as **101** or less police reports in a plot for the year of **2018**.

This plot had **85** police reports for **2018**, which is **17** less than the Citywide “**High Crime**” average

State Census Tract Information:

This premise is located in Census Tract: **226**

Population for this tract is: **1,534**

On-sale license authorized by census tract: **5**

Active on-sale licenses: **37** with **0** pending

Off-sale licenses authorized by census tract: **1**

Active off-sale licenses: **11** with **0** pending

Departmental Recommendation:

Points of consideration: **0**

No opposition from **Bayview Station**.

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

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

ALU Recommendation: Approval with following conditions:

Conditions for Type 21 – Off-Sale General

- 1 All alcoholic beverages offered for sale by petitioner/licensee to the general public shall be displayed within the portion the retail premises open to the public. Such display may include by way of electronic, on-line, or other form of catalog. The alcoholic beverages offered for sale to in-person visitors can be a curated selection and need not include all alcoholic beverages in petitioner/licensee's inventory.
- 2 All alcoholic beverages offered for sale by petitioner/licensee to the general public shall be made conveniently available for inspection and purchase by customers in the portion of the retail premises open to the public. The alcoholic beverages offered for inspection and purchase by in-person visitors can be a curated selection and need not include all alcoholic beverages in petitioner/licensee's inventory.
- 3 On each day of the week during which the licensee is exercising its license privileges, the public area of the licensed premises shall be open and operating for at least 50 percent of the hours during which such privileges are being exercised. For purposes of this condition, "exercising license privileges" means the hours during which alcoholic beverages are offered for off-site delivery to customers.
- 4 The hours during which the public area of the retail premises is open to the public shall be posted at the entrance to the premises.
- 5 Petitioner/licensee shall maintain records to establish compliance with Condition 3 and Condition 4, and shall provide them to the Department upon demand.
- 6 No alcoholic beverages shall be consumed on any property adjacent to the licensed premises under the control of the licensee(s) as depicted on the most recently certified ABC-257 and ABC-253.
- 7 The petitioner(s) shall be responsible for maintaining free of litter the area adjacent to the premises over which they have control as depicted on the most recently certified ABC-257 and ABC-253.
- 8 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 most recently certified ABC-253.

It should be noted that on March 21, 2019 the applicant agreed to the above listed recommended conditions.

Google Maps 888 Tennessee St



Image capture: Jan 2018 © 2018 Google

San Francisco, California

Google, Inc.

Street View - Jan 2018

PROTEST TRANSMITTAL

TO: Headquarters Hearing and Legal

FROM: DISTRICT Office 24: SAN FRANCISCO District/Branch Office

ATTACHED

 Protest Protest Withdrawal

FILE NUMBER

21-601725

APPLICANT NAME(S) (First, Middle, Last)

PRIME NOW LLC

DBA

PRIME NOW LLC

ADDRESS

888 TENNESSEE ST, SAN FRANCISCO, CA 94107-3034

LICENSE TYPE

21

COPIES MAILED DATE

December 10, 2018

POSTING DATE

December 11, 2018

IS A 500' NOTIFICATION REQUIRED FOR THIS APPLICATION

 Yes No

IF YES, 500' NOTIFICATION DATE

12/13/2018

DATE PROTEST OR PROTEST WITHDRAWAL RECEIVED IN DISTRICT OFFICE

12/31/2018

INVESTIGATOR/LICENSING REPRESENTATIVE NAME

REYES, GERTIE

DATE

December 31, 2018

COMMENTS

Reyes, Gertie@ABC

From: Bulanadi, Willie@ABC
Sent: Monday, December 31, 2018 8:31 AM
To: Reyes, Gertie@ABC
Subject: FW: I Protest Amazon Now ABC App 888 Tennessee St, SF-CA 94107
Attachments: Protest Amazon Now ABC App 888 Tennessee St, SF-CA 94107.pdf

From: Janet Carpinelli [<mailto:jc@jcarpinelli.com>]
Sent: Sunday, December 30, 2018 9:25 PM
To: ABC San Francisco
Cc: huie Bruce; scott Kline R.
Subject: I Protest Amazon Now ABC App 888 Tennessee St, SF-CA 94107

Attached please find my protest to an ABC license application by Amazon Now, located at 888 Tennessee St., San Francisco, CA 94107

Thank you,

Janet Carpinelli
934 Minnesota Street
San Francisco, CA 94107

RECEIVED
DEC 31 2018
Department of Alcoholic Beverage Control
San Francisco

PROTEST AGAINST ALCOHOLIC BEVERAGE LICENSE APPLICATION

- Refer to Form ABC-510, Information Regarding ABC License Application and Protests (Rev. April 2010), before completing and submitting your protest. The ABC-510 is located at www.abc.ca.gov and in each district office.
- Please print legibly or type. Incomplete and/or illegible information will cause the protest to be rejected.
- You will be notified by letter whether or not your protest is accepted.
- If the Department recommends licensure, you will be afforded the opportunity to request a hearing on your protest.
- If a hearing is scheduled as to whether or not a license should be granted, you or your authorized representative will need to attend the hearing to testify and/or present evidence to support your protest, or your protest will be deemed abandoned.
- All protests submitted to the ABC are public records and are open to inspection pursuant to the California Public Records Act (CPRA). (Gov. Code sec. 6254 et seq.)
- A copy of all valid and verified protests (ABC-510-A) and Protestants/Complainant's Declaration (ABC-128) will be provided to the applicant as part of the licensing process.

I hereby protest the issuance of a license under the Alcoholic Beverage Control Act to:

Amazon Now

(Name(s) of Applicant(s))

For premises at:

888 Tennessee St San Francisco, CA 94107

(Exact address of proposed premises)

on the grounds that:

1. Amazon will be competing with local small businesses in our neighborhood that sell alcohol depriving them of needed business.
 2. The neighborhood was/is not happy with Amazon distribution center since it started leasing 2 years ago. They do not act as a good neighbor leaving trash out to fly around, double parking delivery cars on streets.
 3. Amazon is too big and should not expand further in neighborhood.
1. Janet Carpinelli, declare under penalty of perjury: Check here if additional sheets attached

PRINT (Name of Protestant)

- (1) That I am the Protestant herein;
- (2) That I have read the above protest and know the contents thereof; and
- (3) That the same is true of my own knowledge except as to those matters which are therein stated on information and belief, and as to those matters I believe to be true.

PROTESTANT'S SIGNATURE

TELEPHONE NUMBER (Optional & non-public)

SIGNED AT (City and State)

DATE SIGNED

San Francisco CA
934 Minnesota St. San Francisco, CA 94107

PROTESTANT'S ADDRESS (Full address - Street name & number, Unit or Apt. No., City, State, & Zip Code)

RECEIVED 30/12/18

DEC 31 2018

PROTEST TRANSMITTAL

TO: Headquarters Hearing and Legal

FROM: DISTRICT Office 24: SAN FRANCISCO District/Branch Office

ATTACHED

 Protest Protest Withdrawal

FILE NUMBER

21-601725

APPLICANT NAME(S) (First, Middle, Last)

PRIME NOW LLC

DBA

PRIME NOW LLC

ADDRESS

888 TENNESSEE ST, SAN FRANCISCO, CA 94107-3034

LICENSE TYPE

21

COPIES MAILED DATE

December 10, 2018

POSTING DATE

December 11, 2018

IS A 500' NOTIFICATION REQUIRED FOR THIS APPLICATION

 Yes No

IF YES, 500' NOTIFICATION DATE

12/13/2018

DATE PROTEST OR PROTEST WITHDRAWAL RECEIVED IN DISTRICT OFFICE

December 24, 2018

INVESTIGATOR/LICENSING REPRESENTATIVE NAME

REYES, GERTIE

DATE

December 26, 2018

COMMENTS

GR

PROTEST AGAINST ALCOHOLIC BEVERAGE LICENSE APPLICATION

- Refer to Form ABC-510, Information Regarding ABC License Application and Protests (Rev. April 2010), before completing and submitting your protest. The ABC-510 is located at www.abc.ca.gov and in each district office.
- Please print legibly or type. Incomplete and/or illegible information will cause the protest to be rejected.
- You will be notified by letter whether or not your protest is accepted.
- If the Department recommends licensure, you will be afforded the opportunity to request a hearing on your protest.
- If a hearing is scheduled as to whether or not a license should be granted, you or your authorized representative will need to attend the hearing to testify and/or present evidence to support your protest, or your protest will be deemed abandoned.
- All protests submitted to the ABC are public records and are open to inspection pursuant to the California Public Records Act (CPRA). (Gov. Code sec. 6254 et seq.)
- A copy of all valid and verified protests (ABC-510-A) and Protestant's/Complainant's Declaration (ABC-128) will be provided to the applicant as part of the licensing process.

I hereby protest the issuance of a license under the Alcoholic Beverage Control Act to:

PRIME NOW LLC

(Name(s) of Applicant(s))

For premises at:

888 TENNESSEE STREET SAN FRANCISCO CA 94107

(Exact address of proposed premises)

on the grounds that:

- 1) It will hurt local businesses
- 2) It is across the street from a school
- 3) Amazon is a bad neighbor. The delivery location is disruptive to traffic; i.e. double parking, wrong way driving.
- 4) It has not shared its plans for street presence - what hours will it operate and what are plans for expansion.

Check here if additional sheets attached

I, SURMA MAURO, declare under penalty of perjury:
PRINT (Name of Protestant)

- (1) That I am the Protestant herein;
- (2) That I have read the above protest and know the contents thereof; and
- (3) That the same is true of my own knowledge except as to those matters which are therein stated on information and belief, and as to those matters I believe to be true.

PROTESTANT'S SIGNATURE

SAN FRANCISCO, CA

SIGNED AT (City and State)

TELEPHONE NUMBER (Optional & non-public)

415 285 2344

DATE SIGNED

1001 TENNESSEE ST. SAN FRANCISCO, CA 94107

12/20/18

PROTESTANT'S ADDRESS (Full address - Street name & number, Unit or Apt. No., City, State, & Zip Code)

RECEIVED

DEC 24 2018

Mauvo
1001 Tennessee St
SF CA 94107

RECEIVED

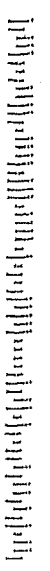
DEC 24 2013

Dept of Alcoholic Beverage Control
Ben Fritzsche

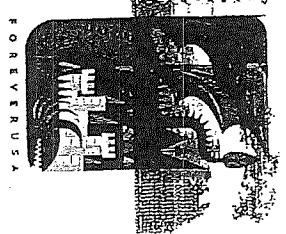
Attn: Trudy Reyes

ABC
33 New Montgomery St
San Francisco, CA 94105

94105-450833



SAN FRANCISCO CA 940
20 DEC 2013 PM 5:1



PROTEST TRANSMITTAL

TO: Headquarters Hearing and Legal

FROM: DISTRICT Office 24: SAN FRANCISCO District/Branch Office

ATTACHED

 Protest Protest Withdrawal

FILE NUMBER

21-601725

APPLICANT NAME(S) (First, Middle, Last)

PRIME NOW LLC

DBA

PRIME NOW LLC

ADDRESS

888 TENNESSEE ST, SAN FRANCISCO, CA 94107-3034

LICENSE TYPE

21

COPIES MAILED DATE

December 10, 2018

POSTING DATE

December 11, 2018

IS A 500' NOTIFICATION REQUIRED FOR THIS APPLICATION

 Yes No

IF YES, 500' NOTIFICATION DATE

December 13, 2018

DATE PROTEST OR PROTEST WITHDRAWAL RECEIVED IN DISTRICT OFFICE

December 20, 2018

INVESTIGATOR/LICENSING REPRESENTATIVE NAME

REYES, GERTIE

DATE

December 20, 2018

COMMENTS

2 protest emails received.

Reyes, Gertie@ABC

From: Susan Eslick <susan.thebookkeeper@gmail.com>
Sent: Thursday, December 20, 2018 2:34 PM
To: Reyes, Gertie@ABC
Subject: 888 Tennessee Street protest against form
Attachments: 888 Tenn ABC Protest.pdf

Categories: PROTESTED

Please find my protest form for 888 Tennessee St attached.

Thank you for your consideration for this very small community who supports our local retailers.

sE

the bookkeeper
susan eslick
1129 tennessee st
san francisco, ca 94107
415.297.1116

RECEIVED

DEC 20 2018

Department of Alcoholic Beverage Control
San Francisco

PROTEST AGAINST ALCOHOLIC BEVERAGE LICENSE APPLICATION

- Refer to Form ABC-510, Information Regarding ABC License Application and Protests (Rev. April 2010), before completing and submitting your protest. The ABC-510 is located at www.abc.ca.gov and in each district office.
- Please print legibly or type. Incomplete and/or illegible information will cause the protest to be rejected.
- You will be notified by letter whether or not your your protest is accepted.
- If the Department recommends licensure, you will be afforded the opportunity to request a hearing on your protest.
- If a hearing is scheduled as to whether or not a license should be granted, you or your authorized representative will need to attend the hearing to testify and/or present evidence to support your protest, or your protest will be deemed abandoned.
- All protests submitted to the ABC are public records and are open to inspection pursuant to the California Public Records Act (CPRA). (Gov. Code sec. 6254 *et seq.*)
- A copy of all valid and verified protests (ABC-510-A) and Protestant's/Complainant's Declaration (ABC-128) will be provided to the applicant as part of the licensing process.

I hereby protest the issuance of a license under the Alcoholic Beverage Control Act to:

Amazon Now

(Name(s) of Applicant(s))

For premises at:

888 Tennessee Street, San Francisco, CA 94107

(Exact address of proposed premises)

on the grounds that:

I am concerned that once this license is issued then the applicant can sell directly to consumers even if that is not their intent currently. This will have a negative impact on our local small retailers.

This site is directly across from a school and within blocks from 2 other schools.

Amazon has not deminstrated to the community that they are good neighbors. They have not had a regard for maintaining the cleanliness of the property nor have they supervised their staff to obey driving and parking rules.

Once an ABC license is issued to a specific location, it stays with that location and this is not a proper location for this type of liquor license. Check here if additional sheets attached

I, **Susan Eslick**, declare under penalty of perjury:

PRINT (Name of Protestant)

- (1) That I am the Protestant herein;
- (2) That I have read the above protest and know the contents thereof; and
- (3) That the same is true of my own knowledge except as to those matters which are therein stated on information and belief, and/as to those matters I believe to be true.

PROTESTANT'S SIGNATURE

TELEPHONE NUMBER (Optional & non-public)

(415) 297-1116

SIGNED AT (City and State)

1129 Tennessee Street, SF CA 94017

DATE SIGNED

12/20/18

PROTESTANT'S ADDRESS (Full address - Street name & number, Unit or Apt. No., City, State, & Zip Code)

RECEIVED

DEC 20 2018

Department of Alcoholic Beverage Control
San Francisco

Reyes, Gertie@ABC

From: Bruce Kin Huie <brucehuie@me.com>
Sent: Thursday, December 20, 2018 2:21 PM
To: Reyes, Gertie@ABC
Cc: Malia Cohen; Kittler, Sophia (BOS); Susan Eslick; Jared Doumani; Scott R. Kline; Vanessa Aquino; JR Eppler
Subject: Re: Amazon Now - 888 Tennessee, SF, CA - Alcoholic Beverage License Application
Attachments: DNA Protest Against - Amazon Now - ABC License Application.pdf

Attached find a PDF of the Protest Form from DNA. Thanks.

On Dec 20, 2018, at 1:59 PM, Reyes, Gertie@ABC <Gertie.Reyes@abc.ca.gov> wrote:

Thank you for email.

Sincerely,

Gertie A Reyes
Alcoholic Beverage Control
Northern Division/SFDO
Licensing Representative II

Gertie.Reyes@abc.ca.gov
Direct Line: 415-356-6544
Fax: 415-356-6599

<image004.jpg>

CONFIDENTIALITY NOTICE: This communication with its contents may contain confidential and/or legally privileged information. It is solely for the use of the intended recipient(s). Unauthorized interception, review, use or disclosure is prohibited and may violate applicable laws including the Electronic Communications Privacy Act. If you are not the intended recipient, please contact the sender and destroy all copies of the communication.

From: Bruce Kin Huie [<mailto:brucehuie@me.com>]
Sent: Thursday, December 20, 2018 1:43 PM
To: Reyes, Gertie@ABC
Cc: Malia Cohen; Kittler, Sophia (BOS); shamann.walton@gmail.com; Susan Eslick; Jared Doumani; Scott R. Kline; Vanessa Aquino; J.R. Eppler
Subject: Amazon Now - 888 Tennessee, SF, CA - Alcoholic Beverage License Application

Gertie -

I've attached the Dogpatch Neighborhood Association (DNA) Board protest against the Amazon Now application for Alcoholic Beverage license.
I've also included your standard protest form. I expect you will hear from my neighbors as well.

Reyes, Gertie@ABC

From: Bruce Kin Huie <brucehuie@me.com>
Sent: Thursday, December 20, 2018 1:43 PM
To: Reyes, Gertie@ABC
Cc: Malia Cohen; Kittler, Sophia (BOS); shamann.walton@gmail.com; Susan Eslick; Jared Doumani; Scott R. Kline; Vanessa Aquino; J.R. Eppler
Subject: Amazon Now - 888 Tennessee, SF, CA - Alcoholic Beverage License Application
Attachments: 2018.12.19 - DNA Letter of Protest - Alcoholic Beverage License by Amazon Now in Dogpatch.pdf

Gertie -

I've attached the Dogpatch Neighborhood Association (DNA) Board protest against the Amazon Now application for Alcoholic Beverage license.

I've also included your standard protest form. I expect you will hear from my neighbors as well.

Please let us know the outcome of your decision.

Best regards -

BRUCE KIN HUIE
President
Dogpatch Neighborhood Association
www.mydogpatchsf.org

mobile: +1-415-308-5438
email: brucehuie@me.com

Begin forwarded message:

From: Bruce Huie <brucehuie@me.com>
Subject: Amazon Now - Alcoholic Beverage License Application
Date: December 19, 2018 at 10:00:27 PM PST
To: Bruce <brucehuie@me.com>

Department of Alcoholic Beverage Control
PROTEST AGAINST ALCOHOLIC BEVERAGE LICENSE APPLICATION

- Refer to Form ABC-510, Information Regarding ABC License Application and Protests (Rev. April 2010), before completing and submitting your protest. The ABC-510 is located at www.abc.ca.gov and in each district office.
- Please print legibly or type. Incomplete and/or illegible information will cause the protest to be rejected.
- You will be notified by letter whether or not your protest is accepted.
- If the Department recommends licensure, you will be afforded the opportunity to request a hearing on your protest.
- If a hearing is scheduled as to whether or not a license should be granted, you or your authorized representative will need to attend the hearing to testify and/or present evidence to support your protest, or your protest will be deemed abandoned.
- All protests submitted to the ABC are public records and are open to inspection pursuant to the California Public Records Act (CPRA). (Gov. Code sec. 6254 et seq.)
- A copy of all valid and verified protests (ABC-510-A) and Protestants/Complainant's Declaration (ABC-12B) will be provided to the applicant as part of the licensing process.

I hereby protest the issuance of a license under the Alcoholic Beverage Control Act to:

AMAZON NOW

(Name of Applicant(s))

For premises at:

888 TENNESSEE ST - SF - CA - 94107

(Exact address of proposed premises)

on the grounds that:

Check here if additional sheets attached

I, BROCK HUIE (DNA), declare under penalty of perjury:

PRINT (Name of Protestant)

- (1) That I am the Protestant herein;
- (2) That I have read the above protest and know the contents thereof; and
- (3) That the same is true of my own knowledge except as to those matters which are therein stated on information and belief, and as to those matters I believe to be true.

Brock Huie (DNA)

PROTESTANT'S SIGNATURE

SAN FRANCISCO CA 94107

SIGNED AT (City and State)

1099 23RD ST #12 SF CA 94107

PROTESTANT'S ADDRESS (Full address - Street name & Number, Unit or Apt. No., City, State, & Zip Code)

TELEPHONE NUMBER (Optional & non-public)

DATE SIGNED

12/18/18

ABC-510-A (Rev. April 2010)

RECEIVED

DEC 20 2018

Department of Alcoholic Beverage Control
 San Francisco



San Francisco - Department of Alcohol - Beverage Control Board
1 Dr. Carlton B Goodlett Place
San Francisco, CA 94102

RE: 888 Tennessee St.

December 19th, 2018

Dear San Francisco ABC Board-

The Dogpatch Neighborhood Association (DNA) is writing to protest the Amazon Now application to dispense and/or deliver alcohol from it location at 888 Tennessee Street in Dogpatch. We urge a rejection of the application.

Amazon has submitted an application to sell alcohol out of their 888 Tennessee St. location. DNA is against this for several reasons While Amazon's stated use would be for delivery, the permit technically would be able to sell at that location for carry-out.

1. Amazon and it's staff have already proved to be disrespectful Dogpatch neighbors. Trash thrown on the sidewalks, double parking, wrong way driving down 20th street are a few of the standard delivery drivers behavior. Early morning idling truck waiting to deliver to the warehouse are another annoyance. With alcohol delivery there will be even more delivery drivers clogging the residential street.
2. There is a school directly across the street and two other schools within blocks of this site.
3. This is an Amazon Now delivery location. Rather than buying at local retailers like Reno's, Dig Wine, the Winehouse or any of the local bars or wine bars, people may order online and have it delivered to their home. Thus, Amazon would be competing with local businesses with a long history in Dogpatch as good neighbors. The community is very supportive of the local businesses.

The DNA board unanimously protests the application by Amazon Now to be allowed to dispense and/or delivery alcohol from it's location in Dogpatch at 888 Tennessee location.

Sincerely,

Dogpatch Neighborhood Association Board members
Bruce Kin Huie, Jared Doumani, Scott Kline, Susan Eslick and Vanessa Aquino

CC: Board of Supervisors: Board President - Supervisor Malia Cohen, Supervisor Elect Shamann Walton

RECEIVED

DEC 20 2018

Department of Alcoholic Beverage Control
San Francisco

PROTEST TRANSMITTAL

TO: Headquarters Hearing and Legal

FROM: DISTRICT Office 24: SAN FRANCISCO District/Branch Office

ATTACHED

 Protest Protest Withdrawal

FILE NUMBER

21-601725

APPLICANT NAME(S) (First, Middle, Last)

PRIME NOW LLC

DBA

PRIME NOW LLC

ADDRESS

888 TENNESSEE ST, SAN FRANCISCO, CA 94107-3034

LICENSE TYPE

21

COPIES MAILED DATE

December 10, 2018

POSTING DATE

December 11, 2018

IS A 500' NOTIFICATION REQUIRED FOR THIS APPLICATION

 Yes No

IF YES, 500' NOTIFICATION DATE

December 13, 2018

DATE PROTEST OR PROTEST WITHDRAWAL RECEIVED IN DISTRICT OFFICE

December 19, 2018

INVESTIGATOR/LICENSING REPRESENTATIVE NAME

REYES, GERTIE

DATE

December 19, 2018

COMMENTS

PROTEST AGAINST ALCOHOLIC BEVERAGE LICENSE APPLICATION

- Refer to Form ABC-510, Information Regarding ABC License Application and Protests (Rev. April 2010), before completing and submitting your protest. The ABC-510 is located at www.abc.ca.gov and in each district office.
- Please print legibly or type. Incomplete and/or illegible information will cause the protest to be rejected.
- You will be notified by letter whether or not your protest is accepted.
- If the Department recommends licensure, you will be afforded the opportunity to request a hearing on your protest.
- If a hearing is scheduled as to whether or not a license should be granted, you or your authorized representative will need to attend the hearing to testify and/or present evidence to support your protest, or your protest will be deemed abandoned.
- All protests submitted to the ABC are public records and are open to inspection pursuant to the California Public Records Act (CPRA). (Gov. Code sec. 6254 et seq.)
- A copy of all valid and verified protests (ABC-510-A) and Protestants/Complainant's Declaration (ABC-128) will be provided to the applicant as part of the licensing process.

I hereby protest the issuance of a license under the Alcoholic Beverage Control Act to:

PRIME NOW LLC

(Name(s) of Applicant(s))

For premises at:

888 Tennessee Street, San Francisco, CA 94107-3034

(Exact address of proposed premises)

on the grounds that:

1. Amazon has already proven to be a bad neighbor. Trash, double parking, wrong way driving down 20th street are only a few of the things their drivers do. Early morning idling trucks waiting to deliver to the warehouse are another annoyance. With alcohol delivery there will be even more delivery drivers clogging the neighborhood. That building is not equipped to handle the number of delivery orders they have now, if they get more things to deliver, like alcohol, it will only get worse.
2. I question whether or not Amazon has adequate security at this location for this type of product
3. This location is across the street from a school.
4. This is an Amazon Now location. Rather than buying at local vendors like Reno's, Dig, the Winehouse or any of the local bars or wine bars, people could just order online and have it delivered to their apartment. Thus, Amazon would be competing with local businesses and make Dogpatch less for the locals.

Check here if additional sheets attached

I, Patricia H Kline

declare under penalty of perjury:

PRINT (Name of Protestant)

- (1) That I am the Protestant herein;
- (2) That I have read the above protest and know the contents thereof; and
- (3) That the same is true of my own knowledge except as to those matters which are therein stated on information and belief, and as to those matters I believe to be true.

Patricia H. Kline

PROTESTANT'S SIGNATURE

TELEPHONE NUMBER (Optional & non-public)

(650) 619-1384

SIGNED AT (City and State)

851 Indiana Street Unit 307 San Francisco CA 94107

DATE SIGNED

12/19/18

PROTESTANT'S ADDRESS (Full address - Street name & number, Unit or Apt. No., City, State, & Zip Code)

RECEIVED

DEC 19 2018

Reyes, Gertie@ABC

From: Patricia Kline <phkline@mac.com>
Sent: Wednesday, December 19, 2018 4:06 PM
To: Reyes, Gertie@ABC
Subject: Protest form 510A for applicant 888 Tennessee Street
Attachments: 888TennesseeProtest.pdf

Gertie,

Thank you for your time on the phone this week. Attached please find form 510A protesting the license request of PRIME NOW LLC at 888 Tennessee Street for a 21-off sale general license. Please let me know if you need more information. I have communicated with my neighbor's about this license request and I think you will be hearing from quite a few of us! Thank you for your attention to this matter.

Patricia Kline
phkline@mac.com
650-619-1384

RECEIVED

DEC 19 2018

Department of Alcoholic Beverage Control
San Francisco

Carroll, John (BOS)

From: Carroll, John (BOS)
Sent: Tuesday, April 30, 2019 2:01 PM
To: Gordon, Nelly (POL); melani@alcohol.law
Cc: George, Gigi (POL); Macchi, Patrick (POL); Mundy, Erin (BOS); Gebb, Justin@ABC; Meyer, Rose @ABC; Reyes, Gertie@ABC; Cabrerros, Glenn (CPC); Beinart, Amy (BOS); (carolyn.goossen@sfgov.org); Morales, Carolina (BOS); CPC.Referrals; Powell, Georgia (CPC); Christensen, Michael (CPC)
Subject: RE: Liquor License PC or N Referral - Liquor License - 888 Tennessee Street - Prime Now, LLC
Categories: 190306

Good afternoon,

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

[Planning Dept. Response - Received April 24, 2019](#)

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 no later than June 13 of 2019.

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

[Board of Supervisors File No. 190306](#)

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 member of the public elects to submit to the Board and its committees—may appear on the Board of Supervisors website or in other public documents that members of the public may inspect or copy. SPQSF

**LIQUOR LICENSE
PUBLIC CONVENIENCE OR
NECESSITY REFERRAL**

TO: Planning Department
Georgia Powell
Phone No. (415) 558-6371

DATE: April 12, 2019

TO: Police Department
Inspector Nelly Gordon
Phone No. (415) 837-7273

AP Block/Lot Nos.: 4060/001
Zoning: 45-X
Quad: SE Planning Team
Record No.: 2019-005203MIS

Please submit your response within three weeks; the Public Safety and Neighborhood Services Committee will tentatively schedule the PC or N hearing for a regular meeting in June of 2019.

PLEASE EMAIL YOUR RESPONSE BY: May 3, 2019, to John Carroll,
Public Safety and Neighborhood Services Committee Clerk.
john.carroll@sfgov.org - Phone No: 554-4445

Applicant name: Prime Now, LLC

Business name: Prime Now, LLC

Application address: 888 Tennessee Street
San Francisco, CA 94107

Applicant contact info: Melani Johns
Strike and Techel
415-229-7892
melani@alcohol.law

PLANNING REVIEW: Approval Denial

Planning Staff Contact: Michael Christensen, Senior Planner, 415-575-8742

Please print review comments on a trailing page.

POLICE REVIEW: Approval Denial

Please print review comments in a trailing report.

Carroll, John (BOS)

From: Carroll, John (BOS)
Sent: Tuesday, April 30, 2019 1:32 PM
To: Carroll, John (BOS)
Subject: FW: Liquor License PC or N Referral - Liquor License - 888 Tennessee Street - Prime Now, LLC

Categories: 190306

From: Christensen, Michael (CPC)
Sent: Wednesday, April 24, 2019 1:10 PM
To: Carroll, John (BOS) <john.carroll@sfgov.org>
Cc: Powell, Georgia (CPC) <georgia.powell@sfgov.org>
Subject: RE: Liquor License PC or N Referral - Liquor License - 888 Tennessee Street - Prime Now, LLC

Hi John,

Is this email enough or do you need the comment attached as a separate page? I can throw it into a memo but it would be helpful if there was a field to just type into on the form given that our comments are typically brief:

Wholesale Sales is principally permitted in PDR-2 Zoning District per Planning Code Section 210.3. Use established under Building Permit #201812208875.

Regards,

Michael Christensen, Senior Planner | 415.575.8742
San Francisco Planning Department, SE Quadrant Team
1650 Mission Street, Suite 400 San Francisco, CA 94103

Request for a Determination of Public Convenience or Necessity

VIA Messenger

April 10, 2019

San Francisco Board of Supervisors
C/o Office of the Clerk
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102

RE: Request for Determination of Public Convenience or Necessity
Prime Now LLC, 888 Tennessee St., San Francisco, CA 94107-3034

Dear Board of Supervisors,

We represent Prime Now in connection with an application to the Department of Alcoholic Beverage Control ("ABC") for a Type 21 Off-Sale General license at their existing fulfillment center in San Francisco. Because the premises is located in a census tract that has an undue concentration of off-sale licenses, we have been advised that a finding of public convenience or necessity is required in accordance with Business and Professions Code Section 23958.4. We respectfully request this Board determine that issuance of this ABC license will serve the public convenience or necessity.

Per the filing instructions, please find additional information regarding the license application.

1. Applicant's name and PCN contact: Prime Now, LLC; PCN Contact Representative – Melani Johns, Strike & Techel, Alcoholic Beverage Law; 415-229-7892; melani@alcohol.law.
2. Business address: 888 Tennessee St., San Francisco, CA 94107-3034.
3. Applicant's mailing address: PO Box 81023, ATTN: Alcohol Licensing, Seattle, WA 98108.
4. Type of license: Type 21 Off-Sale General, premises-to-premises transfer of an existing license. Pending ABC License Number 601725.
5. Hours of operation: Retail 8:00 am – 4:00 pm, daily; Delivery 8:00 am – 12:00 am, daily.
6. ABC application filing: The ABC application was filed on December 10, 2018 with the San Francisco ABC District Office.
7. Notice requirements: Notice of the application was posted on the premises for 30 days in compliance with ABC requirements. Likewise, mailings were sent to neighbors within 500 feet and considerations points within 600 feet on January 15, 2019.
8. Explanation of PCN request: Please see below for a description of the project and an explanation of how the license will serve the public convenience and necessity for the neighborhood and city of San Francisco.

Project Description – Retail and Delivery

The primary goal in obtaining this license is to allow Prime Now to deliver alcoholic beverages from their San Francisco fulfillment center. The location is an existing fulfillment center where online orders are packaged for delivery. In addition to items currently packaged, sold and delivered from this premises, Prime Now seeks to offer beer, wine, and distilled spirits to customers for delivery or off-sale purchase.

The ABC requires licensees who deliver alcoholic beverages to also be open to the public (“Rule 27”). Maintaining a physical storefront is not Prime Now’s goal, so we worked with the ABC to establish minimum storefront requirements needed to obtain a Type 21 license. Those requirements are embodied in Prime Now’s standard ABC license conditions, attached hereto. The physical storefront requirements as determined by the ABC to satisfy Rule 27 are minimal.

The retail storefront that will be open to the public will be small (approximately 200 sq. ft.). Although Prime Now sells a variety of grocery and general use consumer goods for delivery, nothing will be available for purchase inside the retail store except for alcoholic beverages. There will be no signs or advertisements outside of the building to attract customers. Alcoholic beverages will not be physically displayed for purchase inside the store. Instead, potential customers will be provided with a catalog of alcoholic beverages available for purchase, most of which will only be available by delivery. There will be a small, curated selection of alcoholic beverages available for customers to purchase and carry out. The inventory available for visitors to purchase will be kept in an area that is not accessible to the public (but covered by the Type 21 license) until ordered by a customer, at which time an employee will remove the alcoholic beverage(s) from inventory. All alcoholic beverage deliveries, whether tendered to the customer in person or sent for delivery, will originate and be sold from the Type 21 licensed premises.

The hours of operation for the retail storefront will be posted at the public entrance. To comply with Rule 27, the retail storefront will be open every day that delivery is offered, for at least half of the hours Prime Now exercises its delivery privilege. Delivery hours are anticipated to occur between 8:00 am – 12:00 am daily. The retail store will only be open to the public for 50% of delivery hours. The proposed retail store hours are 8:00 am – 4:00 pm, daily. Prime Now has no plans to advertise the availability of in-person visits, and therefore expects very few visitors. Based on our experience at other licensed fulfillment centers in California and in other jurisdictions across the United States, customers will prefer to have their purchases delivered.

Prime Now will deliver and sell alcohol in a safe and convenient manner. As with their other licensed fulfillment centers, delivery drivers and in-store employees will require age verification for all alcohol purchases, will promote responsible off-sale alcohol sales, and will operate in accordance with all applicable laws and regulations related to the sale and delivery of alcoholic beverages. Based on the experience at the other licensed locations, we do not expect that adding alcohol for delivery will result in an increase in deliveries from the facility; instead we anticipate that Prime Now members who already order groceries for delivery will now choose to include alcohol with their orders.

Issuance of this License Will Serve Public Convenience or Necessity

Prime Now has a well-established customer base of businesses and individuals who prefer online delivery to in-store shopping. Prime Now members regularly order a wide variety of grocery and household goods and have expressed interest in adding alcoholic beverages to their orders. It is convenient for members

to be able to add alcohol to their regular Prime Now orders and to have these items delivered together. Prime Now offers a larger selection of alcoholic beverages than traditional grocery stores and does so at competitive prices.

This fulfillment center fulfills customer orders throughout San Francisco, offering convenience to residents in all corners of the city. Approving this request will not only serve the public convenience or necessity of the nearby residents, but of the entire city as well.

Prime Now understands the importance of a safe and clean community and will continue working with its neighbors to maintain high standards. Under the conditional license, Prime Now has agreed to maintain the premises free of litter, to not allow alcohol to be consumed on any areas under their control, and to actively monitor the premises in an effort to prevent loitering on or around the premises. They also worked with the neighbors to establish early hours for retail sales (8 am – 4 pm), which satisfies the ABC's requirement under Rule 27 and alleviates the neighbors' concerns regarding late-night alcohol sales.

In January, representatives for Prime Now met with the Dogpatch Neighborhood Association to discuss the license application and any concerns that local residents may have with Prime Now's past and future operations at the premises. They heard concerns about litter and smoking took active measures to address these issues, including increasing patrols and litter cleanup, increasing available trash receptacles, and implementing process changes to reduce littering. In addition, they have been working with community members to ensure an open line of communication so that any questions or concerns raised by the neighbors are addressed in a timely manner.

For the foregoing reasons we respectfully request that the Board make a finding that issuance of Prime Now's Type 21 Off-Sale General license at this location will serve the public convenience or necessity. If you have any questions or concerns about Prime Now's planned operations at this facility, I can be reached at 415-229-7892 or at melani@alcohol.law.

Respectfully,

A handwritten signature in black ink, appearing to read 'Melani Johns', with a long, sweeping horizontal line extending to the right.

Melani Johns
Alcoholic Beverage Law Counsel for Prime Now LLC

Encl.: ABC License Conditions

**BEFORE THE
DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL
OF THE STATE OF CALIFORNIA**

IN THE MATTER OF THE APPLICATION OF

PRIME NOW LLC
PRIME NOW LLC
888 TENNESSEE ST
SAN FRANCISCO, CA 94107-3034

} FILE 21-601725

}
} REG.
}
}
}
}
}
}
}
}

**PETITION FOR CONDITIONAL
LICENSE**

For Issuance of an Off-Sale General - License

Under the Alcoholic Beverage Control Act

WHEREAS, petitioner(s) has/have filed an application for the issuance of the above-referred-to license(s) for the above-mentioned premises; and,

WHEREAS, pursuant to Section 23958 of the Business and Professions Code, the Department may deny an application for a license where issuance would result in or add to an undue concentration of licenses; and

WHEREAS, the proposed premises are located in Census Tract #0226.00 where there presently exists an undue concentration of licenses as defined by Section 23958.4 of the Business and Professions Code; and,

WHEREAS, pursuant to Section 23958 of the Business and Professions Code, the Department may deny an application for a license where issuance would tend to create or aggravate a law enforcement problem; and,

WHEREAS, the proposed premises is located within the immediate vicinity of a residential area; and,

W.H.

Initials

WHEREAS, the proposed premises and/or parking lot, operated in conjunction therewith, are located within 100 feet of residences(s), and issuance of the applied-for license without the below-described conditions would interfere with the quiet enjoyment of the property by nearby residents and constitute grounds for the denial of the application under the provisions of Rule 61.4, of Chapter 1, Title 4, of the California Code of Regulations; and,

WHEREAS, the proposed premises are located within 600 feet of a school, public playground or non-profit youth facility, to wit: ALTSCHOOL, LA SCUOLA INTERNATIONAL SCHOOL & ESPRIT PARK and issuance of the applied-for license without the below-described conditions would interfere with the normal operation of said facility and constitute grounds for the denial of the application under the provisions of Section 23789 of the Business and Professions Code; and,

WHEREAS, Title 4, California Code of Regulations, Section 27 ("Rule 27") requires, among other things, that premises holding an off-sale license shall display and make available for convenient inspection and purchase by the general public alcoholic beverages that it offers for sale; and,

WHEREAS, petitioner/licensee intends to offer and sell alcoholic beverages to the general public primarily by way of on-line internet sales; and

WHEREAS, petitioner/licensee has submitted a letter of intended operation stating , among other things, that it will operate a portion of its off-sale retail premises that is open to the general public, that alcoholic beverages will be available for purchase by way of a catalog located within the public portion of the premises, that alcoholic beverages will be retrieved from the warehouse and presented to customers for immediate inspection and sale, and that the public area of the retail premises will be open and operated each day during which alcoholic beverages are sold and delivered for at least half of the hours that such license privileges will be exercised.

WHEREAS, the issuance of an unrestricted license would be contrary to public welfare and morals;

NOW, THEREFORE, the undersigned petitioner(s) do/does hereby petition for a conditional license as follows, to-wit:

- 1 All alcoholic beverages offered for sale by petitioner/licensee to the general public shall be displayed within the portion the retail premises open to the public. Such display may include by way of electronic, on-line, or other form of catalog. The alcoholic beverages offered for sale to in-person visitors can be a curated selection and need not include all alcoholic beverages in petitioner/licensee's inventory.
- 2 All alcoholic beverages offered for sale by petitioner/licensee to the general public shall be made conveniently available for inspection and purchase by customers in the portion of the retail premises open to the public. The alcoholic beverages offered for inspection and purchase by in-person visitors can be a curated selection and need not include all alcoholic beverages in petitioner/licensee's inventory.
- 3 On each day of the week during which the licensee is exercising its license privileges, the public area of the licensed premises shall be open and operating for at least 50 percent of the hours during which such privileges are being exercised. For purposes of this condition, "exercising license privileges" means the hours during which alcoholic beverages are offered for off-site delivery to customers.
- 4 The hours during which the public area of the retail premises is open to the public shall be posted at the entrance to the premises.
- 5 Petitioner/licensee shall maintain records to establish compliance with Condition 3 and Condition 4, and shall provide them to the Department upon demand.
- 6 No alcoholic beverages shall be consumed on any property adjacent to the licensed premises under the control of the licensee(s) as depicted on the most recently certified ABC-257 and ABC-253.
- 7 The petitioner(s) shall be responsible for maintaining free of litter the area adjacent to the premises over which they have control as depicted on the most recently certified ABC-257 and ABC-253.
- 8 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 most recently certified ABC-253.

This petition for conditional license is made pursuant to the provisions of Sections 23800 through 23805 of the Business and Professions Code and will be carried forward in any transfer at the applicant-premises.

Petitioner(s) agree(s) to retain a copy of this petition on the premises at all times and will be prepared to produce it immediately upon the request of any peace officer.

The petitioner(s) understand(s) that any violation of the foregoing condition(s) shall be grounds for the suspension or revocation of the license(s).

DATED THIS 21ST DAY OF MARCH, 2019.

[Signature]
Applicant/Petitioner

[Signature]
Applicant/Petitioner

APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE(S)

ABC 211 (6/99)

Ms. Jennifer Campbell, Senior Paralegal (Strike & Tended)

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

File Number: 601725
Receipt Number: 2543906
Geographical Code: 3800
Copies Mailed Date: December 10, 2018
Issued Date:
(415) 237-6396

DISTRICT SERVING LOCATION: SAN FRANCISCO
First Owner: PRIME NOW LLC
Name of Business: PRIME NOW LLC
Location of Business: 888 TENNESSEE ST
SAN FRANCISCO, CA 94107-3034
County: SAN FRANCISCO
Is Premise inside city limits? Yes
Mailing Address: PO BOX 81023
(If different from ATTN: ALCOHOL LICENSING
premises address) SEATTLE, WA 98108

Census Tract 0226.00

Type of license(s): 21

Transferor's license/name: 334923 / CHEDYAK, HANNA JOSEPH Dropping Partner: Yes No

Table with 7 columns: License Type, Transaction Type, Fee Type, Master, Dup, Date, Fee. Rows include Off-Sale General license fees for Annual, Premise Transfer, and Person-to-Person Transfer, totaling \$2,020.00.

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
Explain any "Yes" answer to the above questions on an attachment which shall be deemed part of this application.

Applicant agrees (a) that any manager employed in an on-sale licensed premises will have all the qualifications of a licensee, and (b) that he will not violate or cause or permit to be violated any of the provisions of the Alcoholic Beverage Control Act.

STATE OF CALIFORNIA County of SAN FRANCISCO Date: December 10, 2018

Under penalty of perjury, each person whose signature appears below, certifies and says: (1) He is an applicant, or one of the applicants, or an executive officer of the applicant corporation, named in the foregoing application, duly authorized to make this application on its behalf; (2) that he has read the foregoing and knows the contents thereof and that each of the above statements therein made are true; (3) that no person other than the applicant or applicants has any direct or indirect interest in the applicant or applicant's business to be conducted under the license(s) for which this application is made; (4) that the transfer application or proposed transfer is not made to satisfy the payment of a loan or to fulfill an agreement entered into more than ninety (90) days preceding the day on which the transfer application is filed with the Department or to gain or establish a preference to or for any creditor or transferor or to defraud or injure any creditor of transferor; (5) that the transfer application may be withdrawn by either the applicant or the licensee with no resulting liability to the Department.

Effective July 1, 2012, Revenue and Taxation Code Section 7057, authorizes the State Board of Equalization and the Franchise Tax Board to share taxpayer information with Department of Alcoholic Beverage Control. The Department may suspend, revoke, and refuse to issue a license if the licensee's name appears in the 500 largest tax delinquencies list. (Business and Professions Code Section 494.5.)

Applicant Name(s)

Applicant Signature(s)

PRIME NOW LLC



California Department of Alcoholic Beverage Control
License Query System Summary as of 04/10/2019

| | |
|----------------------------|--------------------|
| License Information | |
| License Number: | 601725 |
| Primary Owner: | PRIME NOW LLC |
| ABC Office of Application: | 24 - SAN FRANCISCO |

| |
|----------------------|
| Business Name |
| PRIME NOW LLC |

| | |
|--------------------------|-----------------------|
| Business Address | |
| 888 TENNESSEE ST | |
| SAN FRANCISCO, CA. 94107 | |
| County: SAN FRANCISCO | Census Tract: 0226.00 |

| | |
|--|--|
| Licensee Information | |
| Licensee: PRIME NOW LLC | |
| Company Information | |
| OFFICER: KATZ, ALLON YITHAK (MANAGER) | |
| OFFICER: KATZ, ALLON YITHAK (PRESIDENT) | |
| OFFICER: HUFFAKER, WILLIAM MICHAEL JR (MANAGER) | |
| OFFICER: HUFFAKER, WILLIAM MICHAEL JR (VICE PRESIDENT/TREASURER) | |
| OFFICER: LESCHER, SCOTT HARRIS (MANAGER) | |
| MEMBER: PNF ENTERPRISES LLC | |

| | | | |
|----------------------|----------------------------------|-----------------------|-------------------|
| License Types | | | |
| 1) | License Type: | 21 - OFF-SALE GENERAL | |
| | License Type Status: | PENDING | |
| | Status Date: | 10-DEC-2018 | Term: 12 Month(s) |
| | Original Issue Date: | | Expiration Date: |
| | Master: Y | Duplicate: | Fee Code: P40 |
| | License Type was Transferred On: | From: 21-334923 | |
| | License Type was Transferred On: | To: | |

| |
|---|
| Operating Restrictions |
| ... No Operating Restrictions found ... |

| |
|---|
| Disciplinary Action |
| ... No Active Disciplinary Action found ... |

| |
|---------------------------------------|
| Disciplinary History |
| ... No Disciplinary History found ... |

| | |
|------------------------|---------------------|
| Holds | |
| Hold Date: 10-DEC-2018 | Type: FORM 220 |
| Hold Date: 08-JAN-2019 | Type: H & L PROTEST |

| | |
|---|--|
| Escrows | |
| Escrow: CALIFORNIA BUSINESS ESCROW INC, 1748 MAIN ST ESCALON,CALIFORNIA 95320 | |

For a definition of codes, view our glossary.

Carroll, John (BOS)

From: Carroll, John (BOS)
Sent: Friday, April 12, 2019 10:08 AM
To: CPC.Referrals; Gordon, Nelly (POL); Powell, Georgia (CPC); Christensen, Michael (CPC); melani@alcohol.law
Cc: George, Gigi (POL); Macchi, Patrick (POL); Mundy, Erin (BOS); Gebb, Justin@ABC; Meyer, Rose @ABC; Reyes, Gertie@ABC; Cabrerros, Glenn (CPC); Beinart, Amy (BOS); (carolyn.goossen@sfgov.org); Morales, Carolina (BOS)
Subject: Liquor License PC or N Referral - Liquor License - 888 Tennessee Street - Prime Now, LLC
Categories: 190306

Good afternoon,

The office of the Clerk of the Board has received a letter requesting public convenience or necessity findings for a liquor license. This matter is being referred to you for response via the following linked document:

[Referral Letter - Planning and Police Departments - April 12, 2019](#)

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

[Board of Supervisors File No. 190306](#)

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 in June of 2019.

I request the Planning Department's response before May 3, 2019. 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

 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

**LIQUOR LICENSE
PUBLIC CONVENIENCE OR
NECESSITY REFERRAL**

TO: Planning Department
Georgia Powell
Phone No. (415) 558-6371

DATE: April 12, 2019

TO: Police Department
Inspector Nelly Gordon
Phone No. (415) 837-7273

AP Block/Lot Nos.: 4060/001

Zoning: 45-X

Quad: SE Planning Team

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 a regular meeting in June of 2019.

PLEASE EMAIL YOUR RESPONSE BY: May 3, 2019, to John Carroll,
Public Safety and Neighborhood Services Committee Clerk.

john.carroll@sfgov.org - Phone No: 554-4445

Applicant name: Prime Now, LLC

Business name: Prime Now, LLC

Application address: 888 Tennessee Street
San Francisco, CA 94107

Applicant contact info: Melani Johns
Strike and Techel
415-229-7892
melani@alcohol.law

PLANNING REVIEW: Approval Denial

Planning Staff Contact: _____

Please print review comments on a trailing page.

POLICE REVIEW: Approval Denial

Please print review comments in a trailing report.

2019 APR 10 PM 1:15

JK

Request for a Determination of Public Convenience or Necessity

VIA Messenger

April 10, 2019

San Francisco Board of Supervisors
C/o Office of the Clerk
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102

RE: Request for Determination of Public Convenience or Necessity
Prime Now LLC, 888 Tennessee St., San Francisco, CA 94107-3034

Dear Board of Supervisors,

We represent Prime Now in connection with an application to the Department of Alcoholic Beverage Control ("ABC") for a Type 21 Off-Sale General license at their existing fulfillment center in San Francisco. Because the premises is located in a census tract that has an undue concentration of off-sale licenses, we have been advised that a finding of public convenience or necessity is required in accordance with Business and Professions Code Section 23958.4. We respectfully request this Board determine that issuance of this ABC license will serve the public convenience or necessity.

Per the filing instructions, please find additional information regarding the license application.

1. Applicant's name and PCN contact: Prime Now, LLC; PCN Contact Representative – Melani Johns, Strike & Techel, Alcoholic Beverage Law; 415-229-7892; melani@alcohol.law.
2. Business address: 888 Tennessee St., San Francisco, CA 94107-3034.
3. Applicant's mailing address: PO Box 81023, ATTN: Alcohol Licensing, Seattle, WA 98108.
4. Type of license: Type 21 Off-Sale General, premises-to-premises transfer of an existing license. Pending ABC License Number 601725.
5. Hours of operation: Retail 8:00 am – 4:00 pm, daily; Delivery 8:00 am – 12:00 am, daily.
6. ABC application filing: The ABC application was filed on December 10, 2018 with the San Francisco ABC District Office.
7. Notice requirements: Notice of the application was posted on the premises for 30 days in compliance with ABC requirements. Likewise, mailings were sent to neighbors within 500 feet and considerations points within 600 feet on January 15, 2019.
8. Explanation of PCN request: Please see below for a description of the project and an explanation of how the license will serve the public convenience and necessity for the neighborhood and city of San Francisco.

Project Description – Retail and Delivery

The primary goal in obtaining this license is to allow Prime Now to deliver alcoholic beverages from their San Francisco fulfillment center. The location is an existing fulfillment center where online orders are packaged for delivery. In addition to items currently packaged, sold and delivered from this premises, Prime Now seeks to offer beer, wine, and distilled spirits to customers for delivery or off-sale purchase.

The ABC requires licensees who deliver alcoholic beverages to also be open to the public (“Rule 27”). Maintaining a physical storefront is not Prime Now’s goal, so we worked with the ABC to establish minimum storefront requirements needed to obtain a Type 21 license. Those requirements are embodied in Prime Now’s standard ABC license conditions, attached hereto. The physical storefront requirements as determined by the ABC to satisfy Rule 27 are minimal.

The retail storefront that will be open to the public will be small (approximately 200 sq. ft.). Although Prime Now sells a variety of grocery and general use consumer goods for delivery, nothing will be available for purchase inside the retail store except for alcoholic beverages. There will be no signs or advertisements outside of the building to attract customers. Alcoholic beverages will not be physically displayed for purchase inside the store. Instead, potential customers will be provided with a catalog of alcoholic beverages available for purchase, most of which will only be available by delivery. There will be a small, curated selection of alcoholic beverages available for customers to purchase and carry out. The inventory available for visitors to purchase will be kept in an area that is not accessible to the public (but covered by the Type 21 license) until ordered by a customer, at which time an employee will remove the alcoholic beverage(s) from inventory. All alcoholic beverage deliveries, whether tendered to the customer in person or sent for delivery, will originate and be sold from the Type 21 licensed premises.

The hours of operation for the retail storefront will be posted at the public entrance. To comply with Rule 27, the retail storefront will be open every day that delivery is offered, for at least half of the hours Prime Now exercises its delivery privilege. Delivery hours are anticipated to occur between 8:00 am – 12:00 am daily. The retail store will only be open to the public for 50% of delivery hours. The proposed retail store hours are 8:00 am – 4:00 pm, daily. Prime Now has no plans to advertise the availability of in-person visits, and therefore expects very few visitors. Based on our experience at other licensed fulfillment centers in California and in other jurisdictions across the United States, customers will prefer to have their purchases delivered.

Prime Now will deliver and sell alcohol in a safe and convenient manner. As with their other licensed fulfillment centers, delivery drivers and in-store employees will require age verification for all alcohol purchases, will promote responsible off-sale alcohol sales, and will operate in accordance with all applicable laws and regulations related to the sale and delivery of alcoholic beverages. Based on the experience at the other licensed locations, we do not expect that adding alcohol for delivery will result in an increase in deliveries from the facility; instead we anticipate that Prime Now members who already order groceries for delivery will now choose to include alcohol with their orders.

Issuance of this License Will Serve Public Convenience or Necessity

Prime Now has a well-established customer base of businesses and individuals who prefer online delivery to in-store shopping. Prime Now members regularly order a wide variety of grocery and household goods and have expressed interest in adding alcoholic beverages to their orders. It is convenient for members

to be able to add alcohol to their regular Prime Now orders and to have these items delivered together. Prime Now offers a larger selection of alcoholic beverages than traditional grocery stores and does so at competitive prices.

This fulfillment center fulfills customer orders throughout San Francisco, offering convenience to residents in all corners of the city. Approving this request will not only serve the public convenience or necessity of the nearby residents, but of the entire city as well.

Prime Now understands the importance of a safe and clean community and will continue working with its neighbors to maintain high standards. Under the conditional license, Prime Now has agreed to maintain the premises free of litter, to not allow alcohol to be consumed on any areas under their control, and to actively monitor the premises in an effort to prevent loitering on or around the premises. They also worked with the neighbors to establish early hours for retail sales (8 am – 4 pm), which satisfies the ABC's requirement under Rule 27 and alleviates the neighbors' concerns regarding late-night alcohol sales.

In January, representatives for Prime Now met with the Dogpatch Neighborhood Association to discuss the license application and any concerns that local residents may have with Prime Now's past and future operations at the premises. They heard concerns about litter and smoking took active measures to address these issues, including increasing patrols and litter cleanup, increasing available trash receptacles, and implementing process changes to reduce littering. In addition, they have been working with community members to ensure an open line of communication so that any questions or concerns raised by the neighbors are addressed in a timely manner.

For the foregoing reasons we respectfully request that the Board make a finding that issuance of Prime Now's Type 21 Off-Sale General license at this location will serve the public convenience or necessity. If you have any questions or concerns about Prime Now's planned operations at this facility, I can be reached at 415-229-7892 or at melani@alcohol.law.

Respectfully,



Melani Johns
Alcoholic Beverage Law Counsel for Prime Now LLC

Encl.: ABC License Conditions

**BEFORE THE
DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL
OF THE STATE OF CALIFORNIA**

IN THE MATTER OF THE APPLICATION OF

PRIME NOW LLC
PRIME NOW LLC
888 TENNESSEE ST
SAN FRANCISCO, CA 94107-3034

} FILE 21-601725

}

} REG.

}

}

}

}

}

}

}

}

**PETITION FOR CONDITIONAL
LICENSE**

For Issuance of an Off-Sale General - License

Under the Alcoholic Beverage Control Act

WHEREAS, petitioner(s) has/have filed an application for the issuance of the above-referred-to license(s) for the above-mentioned premises; and,

WHEREAS, pursuant to Section 23958 of the Business and Professions Code, the Department may deny an application for a license where issuance would result in or add to an undue concentration of licenses; and

WHEREAS, the proposed premises are located in Census Tract #0226.00 where there presently exists an undue concentration of licenses as defined by Section 23958.4 of the Business and Professions Code; and,

WHEREAS, pursuant to Section 23958 of the Business and Professions Code, the Department may deny an application for a license where issuance would tend to create or aggravate a law enforcement problem; and,

WHEREAS, the proposed premises is located within the immediate vicinity of a residential area; and,

W.H.

Initials

WHEREAS, the proposed premises and/or parking lot, operated in conjunction therewith, are located within 100 feet of residences(s), and issuance of the applied-for license without the below-described conditions would interfere with the quiet enjoyment of the property by nearby residents and constitute grounds for the denial of the application under the provisions of Rule 61.4, of Chapter 1, Title 4, of the California Code of Regulations; and,

WHEREAS, the proposed premises are located within 600 feet of a school, public playground or non-profit youth facility, to wit: ALTSCHOOL, LA SCUOLA INTERNATIONAL SCHOOL & ESPRIT PARK and issuance of the applied-for license without the below-described conditions would interfere with the normal operation of said facility and constitute grounds for the denial of the application under the provisions of Section 23789 of the Business and Professions Code; and,

WHEREAS, Title 4, California Code of Regulations, Section 27 ("Rule 27") requires, among other things, that premises holding an off-sale license shall display and make available for convenient inspection and purchase by the general public alcoholic beverages that it offers for sale; and,

WHEREAS, petitioner/licensee intends to offer and sell alcoholic beverages to the general public primarily by way of on-line internet sales; and

WHEREAS, petitioner/licensee has submitted a letter of intended operation stating , among other things, that it will operate a portion of its off-sale retail premises that is open to the general public, that alcoholic beverages will be available for purchase by way of a catalog located within the public portion of the premises, that alcoholic beverages will be retrieved from the warehouse and presented to customers for immediate inspection and sale, and that the public area of the retail premises will be open and operated each day during which alcoholic beverages are sold and delivered for at least half of the hours that such license privileges will be exercised.

WHEREAS, the issuance of an unrestricted license would be contrary to public welfare and morals;

NOW, THEREFORE, the undersigned petitioner(s) do/does hereby petition for a conditional license as follows, to-wit:

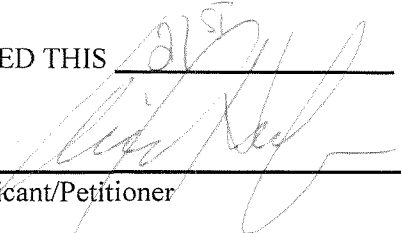
- 1 All alcoholic beverages offered for sale by petitioner/licensee to the general public shall be displayed within the portion the retail premises open to the public. Such display may include by way of electronic, on-line, or other form of catalog. The alcoholic beverages offered for sale to in-person visitors can be a curated selection and need not include all alcoholic beverages in petitioner/licensee's inventory.
- 2 All alcoholic beverages offered for sale by petitioner/licensee to the general public shall be made conveniently available for inspection and purchase by customers in the portion of the retail premises open to the public. The alcoholic beverages offered for inspection and purchase by in-person visitors can be a curated selection and need not include all alcoholic beverages in petitioner/licensee's inventory.
- 3 On each day of the week during which the licensee is exercising its license privileges, the public area of the licensed premises shall be open and operating for at least 50 percent of the hours during which such privileges are being exercised. For purposes of this condition, "exercising license privileges" means the hours during which alcoholic beverages are offered for off-site delivery to customers.
- 4 The hours during which the public area of the retail premises is open to the public shall be posted at the entrance to the premises.
- 5 Petitioner/licensee shall maintain records to establish compliance with Condition 3 and Condition 4, and shall provide them to the Department upon demand.
- 6 No alcoholic beverages shall be consumed on any property adjacent to the licensed premises under the control of the licensee(s) as depicted on the most recently certified ABC-257 and ABC-253.
- 7 The petitioner(s) shall be responsible for maintaining free of litter the area adjacent to the premises over which they have control as depicted on the most recently certified ABC-257 and ABC-253.
- 8 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 most recently certified ABC-253.

This petition for conditional license is made pursuant to the provisions of Sections 23800 through 23805 of the Business and Professions Code and will be carried forward in any transfer at the applicant-premises.

Petitioner(s) agree(s) to retain a copy of this petition on the premises at all times and will be prepared to produce it immediately upon the request of any peace officer.

The petitioner(s) understand(s) that any violation of the foregoing condition(s) shall be grounds for the suspension or revocation of the license(s).

DATED THIS 21ST DAY OF MARCH, 20 19.



Applicant/Petitioner

Applicant/Petitioner

APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE(S)

ABC 211 (6/99)

Ms. Jennifer Campbell,
Senior Paralegal (Strike & Tended)

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

File Number: 601725
Receipt Number: 2543906 (415) 237-6396
Geographical Code: 3800
Copies Mailed Date: December 10, 2018
Issued Date:

DISTRICT SERVING LOCATION: SAN FRANCISCO
First Owner: PRIME NOW LLC
Name of Business: PRIME NOW LLC
Location of Business: 888 TENNESSEE ST
SAN FRANCISCO, CA 94107-3034
County: SAN FRANCISCO
Is Premise inside city limits? Yes
Mailing Address: PO BOX 81023
(If different from ATTN: ALCOHOL LICENSING
premises address) SEATTLE, WA 98108

Census Tract 0226.00

Type of license(s): 21

Transferor's license/name: 334923 / CHEDYAK, HANNA JOSEPH Dropping Partner: Yes No

Table with 7 columns: License Type, Transaction Type, Fee Type, Master, Dup, Date, Fee. Rows include Off-Sale General licenses with various fees and a total of \$2,020.00.

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
Explain any "Yes" answer to the above questions on an attachment which shall be deemed part of this application.

Applicant agrees (a) that any manager employed in an on-sale licensed premises will have all the qualifications of a licensee, and (b) that he will not violate or cause or permit to be violated any of the provisions of the Alcoholic Beverage Control Act.

STATE OF CALIFORNIA County of SAN FRANCISCO Date: December 10, 2018

Under penalty of perjury, each person whose signature appears below, certifies and says: (1) He is an applicant, or one of the applicants, or an executive officer of the applicant corporation, named in the foregoing application, duly authorized to make this application on its behalf; (2) that he has read the foregoing and knows the contents thereof and that each of the above statements therein made are true; (3) that no person other than the applicant or applicants has any direct or indirect interest in the applicant or applicant's business to be conducted under the license(s) for which this application is made; (4) that the transfer application or proposed transfer is not made to satisfy the payment of a loan or to fulfill an agreement entered into more than ninety (90) days preceding the day on which the transfer application is filed with the Department or to gain or establish a preference to or for any creditor or transferor or to defraud or injure any creditor of transferor; (5) that the transfer application may be withdrawn by either the applicant or the licensee with no resulting liability to the Department.

Effective July 1, 2012, Revenue and Taxation Code Section 7057, authorizes the State Board of Equalization and the Franchise Tax Board to share taxpayer information with Department of Alcoholic Beverage Control. The Department may suspend, revoke, and refuse to issue a license if the licensee's name appears in the 500 largest tax delinquencies list. (Business and Professions Code Section 494.5.)

Applicant Name(s) PRIME NOW LLC
Applicant Signature(s)

SUPPLEMENTAL DIAGRAM

Instructions to Applicant:

Draw a sketch of the area on which the licensed premises is or will be located. Show adjacent structures and nearest cross streets. *If this is an event for a daily license, catering authorization or miscellaneous use, show the area where sales and consumption of alcoholic beverages will occur. Post a copy of this diagram with Daily License, Catering Authorization or Event Authorization where the event is held. Sales and consumption of alcoholic beverages must be confined to the area designated in the diagram and supervised to prevent violations of the Alcoholic Beverage Control Act.*

| | |
|--|--|
| 1. APPLICANT NAME (Last, first, middle) Prime Now LLC | 2. LICENSE TYPE 21 |
| 3. PREMISES ADDRESS (Street number and name, city, zip code) 888 Tennessee St., San Francisco CA 94107 | 4. NEAREST CROSS STREET 20th St. |

DIAGRAM



I have read the above instructions and I declare under penalty of perjury that the above diagram is true and correct.

| | |
|---|---|
| APPLICANT SIGNATURE <i>[Handwritten Signature]</i> | DATE SIGNED November 29, 2018 |
| FOR ABC USE ONLY | |
| CERTIFIED CORRECT (Signature) | PRINTED NAME |
| INSPECTION DATE | |

* = prem

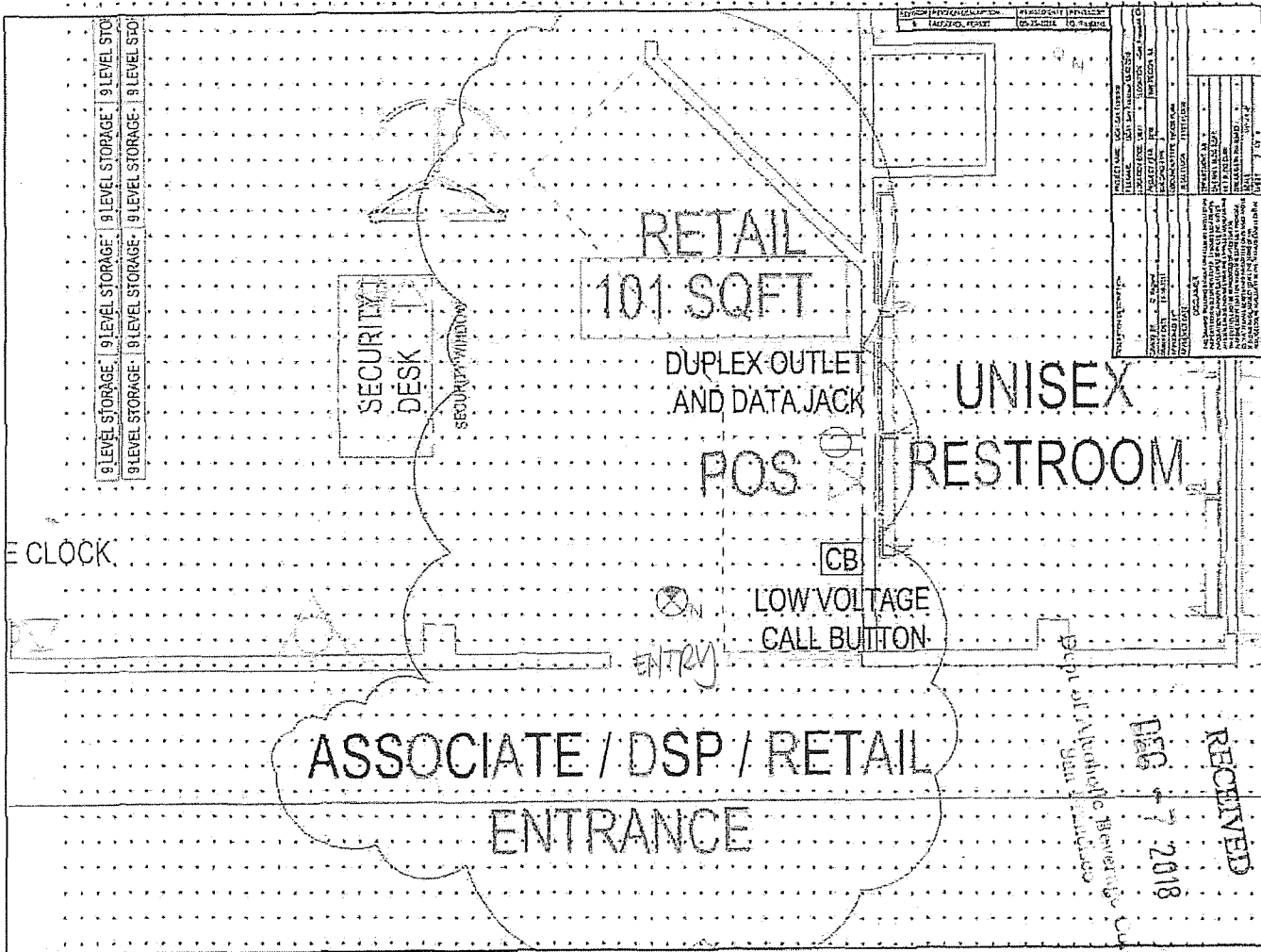
Department of Alcoholic Beverage Control
LICENSED PREMISES DIAGRAM (RETAIL)

State of California

| | |
|--|-------------------------------------|
| 1. APPLICANT NAME (Last, first, middle) Prime Now LLC | 2. LICENSE TYPE 21 |
| 3. PREMISES ADDRESS (Street number and name, city, zip code) 888 Tennessee St. San Francisco CA 94107 | 4. NEAREST CROSS STREET 20th St. |

The diagram below is a true and correct description of the entrances, exits, interior walls and exterior boundaries of the premises to be licensed, including dimensions and identification of each room (i.e., "storeroom", "office", etc.).

DIAGRAM



It is hereby declared that the above-described boundaries, entrances and planned operation as indicated on the reverse side, will not be changed without first notifying and securing prior written approval of the Department of Alcoholic Beverage Control. I declare under penalty of perjury that the foregoing is true and correct.

| | |
|---|----------------------------------|
| APPLICANT SIGNATURE (Only one signature required) <i>[Signature]</i> | DATE SIGNED November 29, 2018 |
| FOR ABC USE ONLY | |
| CERTIFIED CORRECT (Signature) <i>[Signature]</i> | PRINTED NAME |
| | INSPECTION DATE |

Department of Alcoholic Beverage Control
PLANNED OPERATION (RETAIL)

SECTION I - FOR ALL RETAIL APPLICANTS

RECEIVED

DEC - 7 2018

Dept of Alcoholic Beverage Control
 SAN FRANCISCO

1. APPLICANT NAME(S) Prime Now LLC
 2. LICENSE TYPE(S) 21

3. PREMISES ADDRESS (Street number and name, city, zip code) 888 Tennessee St. San Francisco CA 94107
 4. NEAREST CROSS STREET 20th St.

5. TYPE OF BUSINESS (Choose one that best describes the planned operation)

| | | | |
|---|--|--|---|
| <input type="checkbox"/> Full Service Restaurant | <input type="checkbox"/> Cafeteria/Hofbrau | <input type="checkbox"/> Cocktail Lounge | <input type="checkbox"/> Private Club |
| <input type="checkbox"/> Deli or Specialty Restaurant | <input type="checkbox"/> Comedy Club | <input type="checkbox"/> Night Club | <input type="checkbox"/> Veterans Club |
| <input type="checkbox"/> Cafe/Coffee Shop | <input type="checkbox"/> Brew Pub | <input type="checkbox"/> Tavern | <input type="checkbox"/> Fraternal Club |
| <input type="checkbox"/> Bed & Breakfast | <input type="checkbox"/> Theater | <input type="checkbox"/> Wine Tasting Room | |

| | | | |
|---|--|--|--|
| <input type="checkbox"/> Supermarket | <input type="checkbox"/> Membership Store | <input type="checkbox"/> Service Station | <input type="checkbox"/> Swap Meet/Flea Market |
| <input type="checkbox"/> Liquor Store | <input type="checkbox"/> Department Store | <input type="checkbox"/> Convenience Market | <input type="checkbox"/> Drive-in Dairy |
| <input type="checkbox"/> Variety/Drug Store | <input type="checkbox"/> Gift Shop/Florist | <input type="checkbox"/> Convenience Market w/Gasoline | |

Other - describe: Off-Salc Package Store

6. PATRON CAPACITY n/a
 7. SURROUNDING AREA
 Commercial Rural
 Residential Industrial
 Other
 8. PREMISES IS LOCATED IN
 Free Standing Building
 Shopping Center (Name):
 10 Units or Less More than 10 Units

9. FOOD SERVICE
 None Minimal Full Meals
 10. PARKING LOT? *curb*
 Yes No
 11. PATIO?
 Yes No
 12. WILL YOU HIRE A MANAGER? (Rule 57.5)
 Yes No
 13. WILL YOU HAVE A FOOD LESSEE? (Rule 57.7)
 Yes No

14. MEAL TYPE
 Dinner House Seafood
 Fast Food/Deli Other:
 Pizza/Pasta
 15. TYPE OF FOOD
 American Greek Indian French
 Chinese Korean Italian Thai
 Japanese Other:
 16. HOURS OF FOOD SERVICE
 BREAKFAST HOURS From: To:
 LUNCH HOURS From: To:
 DINNER HOURS From: To:

17. OPERATING HOURS

| | Sunday | Monday | Tuesday | Wednesday | Thursday | Friday | Saturday |
|--------------|---------|---------|---------|-----------|----------|---------|----------|
| Opening Time | 8:00 am | 8:00 am | 8:00 am | 8:00 am | 8:00 am | 8:00 am | 8:00 am |
| Closing Time | 0:00 am | 0:00 am | 0:00 am | 0:00 am | 0:00 am | 0:00 am | 0:00 am |

18. ENTERTAINMENT (One or more may apply. Please describe any entertainment with an asterisk (*) below)

| | | | |
|--|--|---|--|
| <input checked="" type="checkbox"/> None | <input type="checkbox"/> *Amplified Music | <input type="checkbox"/> Patron Dancing | <input type="checkbox"/> Card Room |
| <input type="checkbox"/> Recorded Music | <input type="checkbox"/> *Live Entertainment | <input type="checkbox"/> Bikini/Topless/Exotic | <input type="checkbox"/> Movies |
| <input type="checkbox"/> Juke Box | <input type="checkbox"/> *Floor/Stage Shows | <input type="checkbox"/> Pool/Billiard Tables | <input type="checkbox"/> "Hot Spot"/Lottery |
| <input type="checkbox"/> *Other | <input type="checkbox"/> Karaoke | <input type="checkbox"/> *Amateur/Pro Sports Events | <input type="checkbox"/> Video/Coin-Operated Games |

*Description:

19. PREMISES IS LOCATED ON
 Major Thoroughfare Secondary Street Other
 20. TYPE OF STRUCTURE
 Single Story Two-Story
 Multi-Story - Number of stories:

21. PASS-THROUGH WINDOW? Yes No
 22. FIXED BARS? Yes - how many: No
 23. WHAT PERCENTAGE OF YOUR TOTAL SALES WILL BE ALCOHOLIC BEVERAGES? 13%

FOR ABC USE ONLY

24. INFORMATION GIVEN (R-27, R-107, Sec. 25612.5, Sec. 23790.5, etc.)
 25. DATE ENTERED INTO CABIN

RETRY
 10A-6P



California Department of Alcoholic Beverage Control
License Query System Summary as of 04/10/2019

| | |
|----------------------------|--------------------|
| License Information | |
| License Number: | 601725 |
| Primary Owner: | PRIME NOW LLC |
| ABC Office of Application: | 24 - SAN FRANCISCO |

| |
|----------------------|
| Business Name |
| PRIME NOW LLC |

| |
|--------------------------|
| Business Address |
| 888 TENNESSEE ST |
| SAN FRANCISCO, CA. 94107 |
| County: SAN FRANCISCO |
| Census Tract: 0226.00 |

| |
|--|
| Licensee Information |
| Licensee: PRIME NOW LLC |
| Company Information |
| OFFICER: KATZ, ALLON YITHAK (MANAGER) |
| OFFICER: KATZ, ALLON YITHAK (PRESIDENT) |
| OFFICER: HUFFAKER, WILLIAM MICHAEL JR (MANAGER) |
| OFFICER: HUFFAKER, WILLIAM MICHAEL JR (VICE PRESIDENT/TREASURER) |
| OFFICER: LESCHER, SCOTT HARRIS (MANAGER) |
| MEMBER: PNF ENTERPRISES LLC |

| | |
|--|-------------------|
| License Types | |
| 1) License Type: 21 - OFF-SALE GENERAL | |
| License Type Status: PENDING | |
| Status Date: 10-DEC-2018 | Term: 12 Month(s) |
| Original Issue Date: | Expiration Date: |
| Master: Y Duplicate: | Fee Code: P40 |
| License Type was Transferred On: | From: 21-334923 |
| License Type was Transferred On: | To: |

| |
|---|
| Operating Restrictions |
| ... No Operating Restrictions found ... |

| |
|---|
| Disciplinary Action |
| ... No Active Disciplinary Action found ... |

| |
|---------------------------------------|
| Disciplinary History |
| ... No Disciplinary History found ... |

| | |
|------------------------|---------------------|
| Hold | |
| Hold Date: 10-DEC-2018 | Type: FORM 220 |
| Hold Date: 08-JAN-2019 | Type: H & L PROTEST |

| |
|---|
| Escrows |
| Escrow: CALIFORNIA BUSINESS ESCROW INC, 1748 MAIN ST ESCALON,CALIFORNIA 95320 |

For a definition of codes, view our [glossary](#).

Introduction Form

By a Member of the Board of Supervisors or the Mayor

Time stamp
or meeting date _____

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

- 1. For reference to Committee. (An Ordinance, Resolution, Motion, or Charter Amendment)
- 2. Request for next printed agenda Without Reference to Committee.
- 3. Request for hearing on a subject matter at Committee.
- 4. Request for letter beginning "Supervisor [] inquires"
- 5. City Attorney request.
- 6. Call File No. [] from Committee.
- 7. Budget Analyst request (attach written motion).
- 8. Substitute Legislation File No. []
- 9. Reactivate File No. []
- 10. Question(s) submitted for Mayoral Appearance before the BOS on []

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

- Small Business Commission Youth Commission Ethics Commission
- Planning Commission Building Inspection Commission

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

Sponsor(s):

Clerk of the Board

Subject:

Liquor License Issuance - 888 Tennessee Street - Prime Now, LLC

The text is listed below or attached:

Hearing to consider that the issuance of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to the Prime Now, LLC, located at 888 Tennessee Street (District 9), will serve the public convenience or necessity of the City and County of San Francisco.

Signature of Sponsoring Supervisor: *Alivia Gomez*

For Clerk's Use Only: