

BOARD of SUPERVISORS



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

October 25, 2019

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

Dear Mr. Gebb:

The attached is a resolution from the San Francisco Board of Supervisors making a determination that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Garfield Beach CVS, LLC, doing business as CVS Pharmacy, located at 399 Geary Street, will not serve the public convenience or necessity for the City and County of San Francisco. Resolution No. 438-19 was adopted by the Board of Supervisors on October 8, 2019.

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

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

Sincerely,


† Angela Calvillo
Clerk of the Board

C: Nelly Gordon, Police Department
Rose Meyer, Department of Alcoholic Beverage Control
John Kevlin, Applicant



City and County of San Francisco

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

Certified Copy

Resolution

190830 [Liquor License Transfer - 399 Geary Street - CVS]

Resolution determining that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Garfield Beach CVS, LLC, doing business as CVS Pharmacy, located at 399 Geary Street (District 3), will not serve the public convenience or necessity of the City and County of San Francisco; and requesting that the California Department of Alcoholic Beverage Control deny the issuance of the license, in accordance with California Business and Professions Code, Section 23958.4. (Public Safety and Neighborhood Services Committee)

10/8/2019 Board of Supervisors - ADOPTED

Ayes: 9 - Brown, Fewer, Mandelman, Mar, Peskin, Ronen, Safai, Stefani and Yee
Excused: 2 - Haney and Walton

10/18/2019 Mayor - RETURNED UNSIGNED

STATE OF CALIFORNIA
CITY AND COUNTY OF SAN FRANCISCO

CLERK'S CERTIFICATE

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

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

October 25, 2019

Date



1 [Liquor License Transfer - 399 Geary Street - CVS]
2

3 **Resolution determining that the transfer of a Type-21 off-sale general beer, wine,**
4 **and distilled spirits liquor license to Garfield Beach CVS, LLC, doing business as**
5 **CVS Pharmacy, located at 399 Geary Street (District 3), will not serve the public**
6 **convenience or necessity of the City and County of San Francisco; and**
7 **requesting that the California Department of Alcoholic Beverage Control deny the**
8 **issuance of the license, in accordance with California Business and Professions**
9 **Code, Section 23958.4.**

10
11 WHEREAS, Garfield Beach CVS, LLC is seeking the transfer of a Type-21 off-
12 sale general beer, wine, and distilled spirits liquor license for a proposed service
13 premise doing business as CVS Pharmacy, located at 399 Geary Street (District 3); and

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

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

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

22 RESOLVED, That the transfer of a Type-21 off-sale general beer, wine, and
23 distilled spirits liquor license to Garfield Beach CVS, LLC, doing business as CVS
24 Pharmacy, located at 399 Geary Street, will not serve the public convenience or
25 necessity of the City and County of San Francisco; and, be it

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

Tails

Resolution

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

File Number: 190830

Date Passed: October 08, 2019

Resolution determining that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Garfield Beach CVS, LLC, doing business as CVS Pharmacy, located at 399 Geary Street (District 3), will not serve the public convenience or necessity of the City and County of San Francisco; and requesting that the California Department of Alcoholic Beverage Control deny the issuance of the license, in accordance with California Business and Professions Code, Section 23958.4.

September 26, 2019 Public Safety and Neighborhood Services Committee - PREPARED
IN COMMITTEE AS A RESOLUTION

September 26, 2019 Public Safety and Neighborhood Services Committee -
RECOMMENDED


October 08, 2019 Board of Supervisors - ADOPTED

Ayes: 9 - Brown, Fewer, Mandelman, Mar, Peskin, Ronen, Safai, Stefani and Yee

Excused: 2 - Haney and Walton

File No. 190830

I hereby certify that the foregoing
Resolution was ADOPTED on 10/8/2019 by
the Board of Supervisors of the City and
County of San Francisco.



Angela Calvillo
Clerk of the Board

Unsigned

London N. Breed
Mayor

10/18/19

Date Approved

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

Angela Calvillo
Angela Calvillo
Clerk of the Board

10/18/2019
Date

File No.
190830