

1 [Liquor License Transfer – 2801 Jones Street]

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3 **Resolution determining that the transfer of a Type 21 off-sale general license from**
4 **511 Crescent Street to 2801 Jones Street (District 3) to Daniel J. Kramer of Haas**
5 **Najarian, LLP, for Walgreen Co., dba Walgreens, will serve the public**
6 **convenience or necessity of the people of the City and County of San Francisco,**
7 **in accordance with Section 23958.4 of the California Business and Professions**
8 **Code, with conditions.**

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10 WHEREAS, Daniel J. Kramer of Haas Najarian, LLP, is seeking the transfer of a
11 Type 21 off-sale general license for Walgreen Co., dba Walgreens, located at 2801
12 Jones Street; and,

13 WHEREAS, The City Planning Department has verified that the area is properly
14 zoned; and,

15 WHEREAS, The Police Department recommends that the liquor license
16 application be approved with conditions; now, therefore, be it

17 RESOLVED, That in accordance with Section 23958.4 of the California Business
18 and Professions Code, the Board of Supervisors of the City and County of San
19 Francisco hereby determines for the foregoing reasons that the transfer of a Type 21
20 Off-Sale General License from 511 Crescent Street to 2801 Jones Street, for Daniel J.
21 Kramer of Haas Najarian, LLP, for Walgreen Co., dba Walgreens, will serve the public
22 convenience or necessity of the people of the City and County of San Francisco.

23 Conditions: (1) Sales of alcoholic beverages shall be permitted only between the
24 hours of 10:00 a.m. to 10:00 p.m. daily. (2) The sale of distilled spirits is strictly
25 prohibited. (3) No more than 5% of the square footage of the premises will be used for

1 the display of alcoholic beverages. (4) No noise shall be audible beyond the area under
2 control of the licensee. (5) Loitering (loitering is defined as "to stand idly about; linger
3 aimlessly without lawful business") is prohibited on any sidewalks or property adjacent
4 to the licensed premises under the control of the licensee as depicted on ABC-257. (6)
5 No person under the age of 21 shall sell or deliver alcoholic beverages. (7) No malt
6 beverage shall be sold with an alcoholic content great than 5.7% by volume. (8) The
7 sales of beer or malt beverages in quantities of 16 oz., 22 oz., 32 oz., 40 oz., or similar
8 size containers are prohibited. (9) No beer or malt beverages shall be sold in quantities
9 of less than manufacturer pre-packaged six packs per sale with the exception of wine-
10 coolers, beer coolers which must be sold in manufacturer pre-packaged multi-unit
11 quantities of four (4) or more. (10) No wine shall be sold with an alcoholic content of
12 great than 15% by volume except for "Dinner Wines" which have been aged two years
13 or more and maintained in corded bottles. (11) Wine shall not be sold in bottles or
14 containers smaller than 750 ml. (11) A copy of the ABC license and applicable
15 operating conditions shall be available during operating hours for viewing by the general
16 public and Law Enforcement. (12) Electronic surveillance shall be maintained in the
17 area where alcoholic beverages are on display.

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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: 110332

Date Passed: July 19, 2011

Resolution determining that the transfer of a Type 21 off-sale general license from 511 Crescent Street to 2801 Jones Street (District 3) to Daniel J. Kramer of Haas Najarian, LLP, for Walgreen Co., dba Walgreens, will serve the public convenience or necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

May 23, 2011 City Operations and Neighborhood Services Committee - CONTINUED

July 11, 2011 City Operations and Neighborhood Services Committee - PREPARED IN COMMITTEE AS A RESOLUTION APPROVING THE REQUEST WITH CONDITIONS

July 11, 2011 City Operations and Neighborhood Services Committee - REFERRED WITHOUT RECOMMENDATION

July 19, 2011 Board of Supervisors - ADOPTED

Ayes: 10 - Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi and Wiener

Noes: 1 - Avalos

File No. 110332

I hereby certify that the foregoing Resolution was ADOPTED on 7/19/2011 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Mayor Edwin Lee

Date Approved