



City and County of San Francisco

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

Meeting Minutes

Public Safety and Neighborhood Services Committee

Members: Gordon Mar, Catherine Stefani, Matt Haney

Clerk: John Carroll (415) 554-4445

Thursday, January 28, 2021

10:00 AM

Regular Meeting

Present: 3 - Gordon Mar, Catherine Stefani, and Matt Haney

The Public Safety and Neighborhood Services Committee met in regular session through videoconferencing, and provided public comment through teleconferencing, on Thursday, January 28, 2021, with Chair Gordon Mar presiding. Chair Mar called the meeting to order at 10:01 a.m.

Remote Access to Information and Participation

In accordance with Governor Newsom's Executive Order No. N-33-20 declaring a State of Emergency regarding the COVID-19 outbreak and Mayor London N. Breed's Proclamation declaring a Local Emergency issued on February 25, 2020, including the guidance for gatherings issued by the San Francisco Department of Public Health Officer, aggressive directives were issued to reduce the spread of COVID-19. On March 17, 2020, the Board of Supervisors authorized their Board and Committee meetings to convene remotely (via Microsoft Teams) and will allow remote public comment via teleconference. Visit the SFGovTV website at (www.sfgovtv.org) to stream the live meetings, or to watch meetings on demand.

Members of the public are encouraged to participate remotely via detailed instructions on participating via teleconference available at: <https://sfbos.org/remote-meeting-call>. Members of the public may participate by phone or may submit their comments by email to: john.carroll@sfgov.org; all comments received will be made a part of the official record. Regularly-scheduled Public Safety and Neighborhood Services Committee meetings begin at 10:00 a.m. on the second and fourth Thursdays of each month. Committee agendas and their associated documents are available at <https://sfbos.org/committees>.

ROLL CALL AND ANNOUNCEMENTS

On the call of the roll, Chair Mar, Vice Chair Stefani, and Member Haney were noted present.

A quorum was present.

AGENDA CHANGES

There were no agenda changes.

REGULAR AGENDA

201337 [Liquor License Transfer - 355 Bayshore Boulevard - Grocery Outlet]

Hearing to consider that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Grocery Outlet Inc, doing business as Grocery Outlet, located at 355 Bayshore Boulevard (District 10), will serve the public convenience or necessity of the City and County of San Francisco. (Public Safety and Neighborhood Services Committee)

12/04/20; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

12/04/20; REFERRED TO DEPARTMENT. Referred to the Planning and Police Departments for comment and recommendation.

12/11/20; RESPONSE RECEIVED. The Planning Department submitted their recommendation for approval: recommend approval per Planning Code, Section 210.2.

01/20/21; RESPONSE RECEIVED. The Police Department submitted a response recommending approval with the following conditions:

- 1) Sales, service and consumption of alcoholic beverages shall be permitted only between the hours of 7:00 a.m. and 11:00 p.m. each day of the week;
- 2) The sale of distilled spirits in sizes smaller than 200 milliliters is strictly prohibited;
- 3) Beer, malt beverages, and wine coolers in containers of 16 ounces or less cannot be sold by single containers from a refrigerator or cooler but must be sold in manufacturer pre-packaged multi-unit quantities; This restriction applies to any beer that is not sold or marketed by the manufacturer in a multi-unit package quantity; and
- 4) 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 ABC-253.

Heard in Committee. Speakers: Justin A. Zucker (Reuben Junius and Rose, LLP); Darius Tehranchi (Grocery Outlet, Inc.); Officer Joel Salmonson (Police Department); presented information and answered questions raised throughout the discussion.

A determination that the public convenience or necessity would be served was recommended by the committee.

PREPARED IN COMMITTEE AS A RESOLUTION, making a determination that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to the applicant will serve the public convenience or necessity. The motion carried by the following vote:

Ayes: 3 - Mar, Stefani, Haney

Resolution determining that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Grocery Outlet Inc, doing business as Grocery Outlet, located at 355 Bayshore Boulevard (District 10), will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

Chair Mar moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 3 - Mar, Stefani, Haney

200830 [Police Code - Right to Reemployment Following Layoff Due to COVID-19 Pandemic]**Sponsor: Mar**

Ordinance amending the Police Code to create a right to reemployment for certain employees laid-off due to the COVID-19 pandemic if their employer seeks to fill the same position previously held by the laid-off employee, or a substantially similar position, and to reasonably accommodate employees who cannot work because of a family care hardship.

07/28/20; ASSIGNED UNDER 30 DAY RULE to Public Safety and Neighborhood Services Committee, expires on 8/27/2020.

08/05/20; REFERRED TO DEPARTMENT. Referred to the Police Department, the Office of Economic and Workforce Development, and the Office of Labor Standards Enforcement for informational purposes. Referred to the Small Business Commission for review and comment.

09/21/20; RESPONSE RECEIVED. On September 14, 2020, the Small Business Commission met and voted 6 to 0 to oppose the proposed ordinance.

Heard in Committee. Speaker: Joshua Arce (Office of Economic and Workforce Development); presented information and answered questions raised throughout the discussion.

Chair Mar moved that this Ordinance be RECOMMENDED. The motion carried by the following vote:

Ayes: 2 - Mar, Haney

Noes: 1 - Stefani

ADJOURNMENT

There being no further business, the Public Safety and Neighborhood Services Committee adjourned at the hour of 10:43 a.m.

N.B. The Minutes of this meeting set forth all actions taken by the Public Safety and Neighborhood Services Committee on the matters stated, but not necessarily in the chronological sequence in which the matters were taken up.