

File No. 141116

Committee Item No. 2

Board Item No. 10

### COMMITTEE/BOARD OF SUPERVISORS

#### AGENDA PACKET CONTENTS LIST

Committee: Neighborhood Services & Safety Date February 5, 2015

Board of Supervisors Meeting Date February 24, 2015

#### Cmte Board

- |                                     |                                     |  |
|-------------------------------------|-------------------------------------|--|
| <input type="checkbox"/>            | <input type="checkbox"/>            | Motion                                       |
| <input type="checkbox"/>            | <input checked="" 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"/>            | Legislative Analyst Report                   |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Youth Commission Report                      |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Introduction Form (for hearings)             |
| <input checked="" type="checkbox"/> | <input checked="" 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 checked="" type="checkbox"/> | Public Correspondence                        |

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

- |                                     |                                     |                                   |
|-------------------------------------|-------------------------------------|-----------------------------------|
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <u>Liquor License PCN Request</u> |
| <input type="checkbox"/>            | <input type="checkbox"/>            | _____                             |
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Completed by: Derek Evans Date 1/30/15

Completed by: Derek Evans Date 2/19/15

An asterisked item represents the cover sheet to a document that exceeds 25 pages.  
The complete document can be found in the file.

FILE NO. 141116

RESOLUTION NO.

1 [Liquor License - 3117-16<sup>th</sup> Street]

2  
3 Resolution determining that the issuance of a Type 40 on-sale beer license to  
4 3117-16th Street (District 8), to George Rush for the Roxie Theater, will serve the  
5 public convenience or necessity of City and County of San Francisco in  
6 accordance with California Business and Professions Code, Section 23958.4, and  
7 recommending that the California Department of Alcoholic Beverage Control  
8 impose conditions on the issuance of the license.

9  
10 WHEREAS, George Rush is seeking the issuance of a Type 40 on-sale beer  
11 license for the Roxie Theater, located at 3117-16<sup>th</sup> Street; and,

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

14 WHEREAS, The Police Department has filed zero (0) protests with the  
15 Department of Alcoholic Beverage Control under California Business and Professions  
16 Code, Section 24013, and recommends that the Department of Alcoholic Beverage  
17 Control issue the liquor license with conditions; and

18 WHEREAS, The conditions recommended by the Police Department are the  
19 following: 1) Whenever the privileges of the license are being exercised an employee  
20 or security guard shall monitor the activity within the theater as well as the lobby on a  
21 regular basis; 2) All adult patrons shall wear a color coded wristband to signify that they  
22 are of legal age; and 3) Sale and service of beer may commence one hour before the  
23 start of the event and must be suspended one hour prior to the scheduled and of the  
24 event; now, therefore, be it

1           RESOLVED, That in accordance with California Business and Professions Code,  
2 Section 23958.4, the Board of Supervisors of the City and County of San Francisco  
3 hereby determines that the issuance of a Type 40 on-sale beer license to George Rush  
4 for the Roxie Theater, located at 3117-16<sup>th</sup> Street, will serve the public convenience or  
5 necessity of the City and County of San Francisco; and, be it

6           FURTHER RESOLVED, That the Board of Supervisors of the City and County of  
7 San Francisco hereby endorses and adopts the recommendations of the Police  
8 Department listed above, and recommends that the Department of Alcoholic Beverage  
9 Control issue the license with those conditions.

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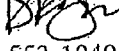
San Francisco Police Department  
**ABC Liaison Unit**



Alcoholic Beverage License -  
*Public Convenience or  
Necessity Recommendation*

**To:** The San Francisco Board of Supervisors' Committee on Neighborhood  
Services and Safety

**Supervisor David Campos**  
**Supervisor Eric Mar**  
**Supervisor Norman Yee**

**From:** Lieutenant Dave Falzon   
ABC Liaison Unit (ALU) 553-1049

**Date:** October 29, 2014

**Subject:** P.C.N. Investigation Regarding:

DBA: Roxie Theater  
3117 and 3125 16th Street  
George Rush  
415/393-8005

George Rush on behalf of The Roxie Theater has filed an application with the California Department of Alcoholic Beverage Control (ABC) seeking a Type-40 (On-Sale Beer) for 3117 and 3125 16th Street (located between Valencia and Guerrero Street).

It should be noted that during the application process, notification date for the 500' mailer was on October 16, 2014. The Notice to the Public was posted on October 3, 2014.

For the purposes of this hearing, the California Department of Alcoholic Beverage Control (ABC) seeks a determination from the Board of Supervisors as to the approval or denial of this license.

**Police Calls for Service:** From October 2, 2013 to October 1, 2014  
**1**

**Police Reports:** From October 2, 2013 to October 1, 2014

**0**

**San Francisco Plot Information:**

This premise is located in Plot 413

The High Crime area is defined as 99 or more police reports in a plot.

This plot had 232 police incidents recorded for 2013.

Applicant premises is located in a "High Crime" area.

**State Census Tract Information:**

This premise is located in Census Tract 0202.00

Population for this tract is: 6,269

On-sale license authorized by census tract: 21

Active on-sale licenses: 37

Off-sale licenses authorized by census tract: 6

Active off-sale licenses: 11

Applicant premise is currently located in an "undue concentration" area.

**Letters of Protest:**

0 recorded with the California Department of Alcoholic Beverage Control, (ABC).

**Letters of Support:**

0 recorded with the California Department of Alcoholic Beverage Control, (ABC).

**Departmental Recommendation:**

Mission Police Station is **not** opposed to this application.

ALU recommends approval. The following conditions have been recommended to the California Department of Alcoholic Beverage Control, (ABC) in addition to the existing conditions:


1. Whenever the privileges of the license are being exercised an employee or security guard shall monitor the activity within the theater as well as the lobby on a regular basis.

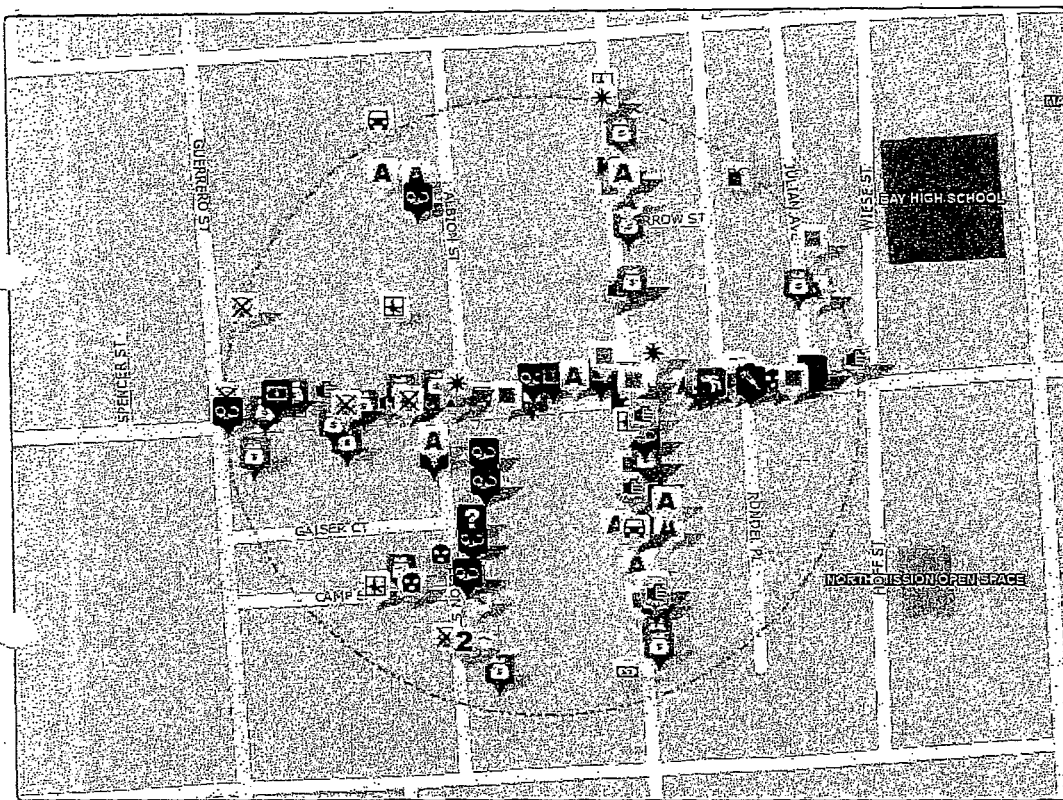
2. All adult patrons shall wear a color coded wristband to signify that they are of legal age.
3. Sale and service of beer may commence one hour before the start of the event and must be suspended one hour prior to the scheduled end of the event.

\*It should be noted that I spoke with Shae Green (Director of operations at the Roxie Theatre) on 10/27/14 who stated that she agrees with the addition of the above recommended conditions.

Thank you

40-550499 3117 16th Street  
 10/2/2013-10/1/2014 500 ft.

San Francisco Police Department 

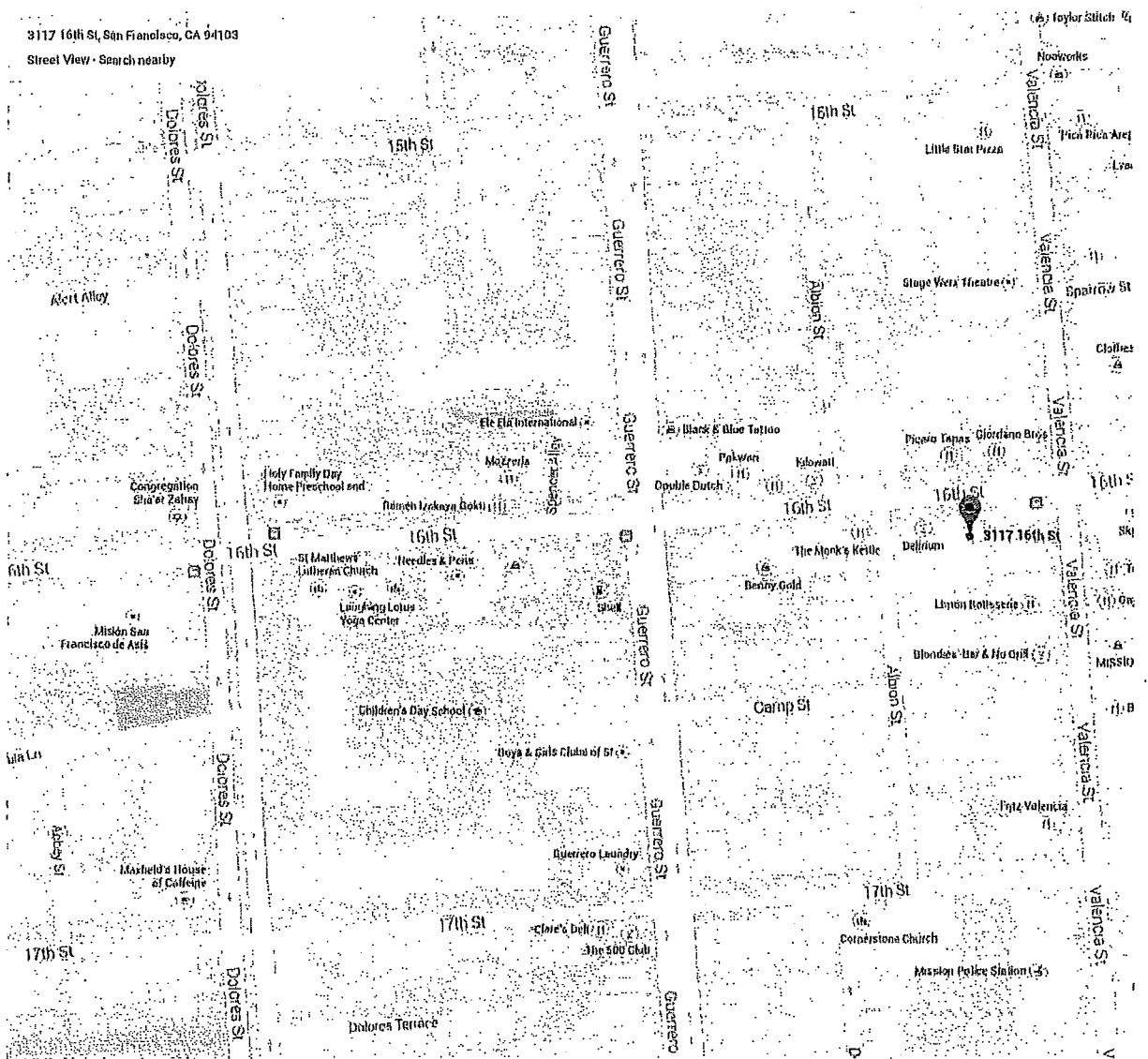


Map Legend	
Incidents (620)	
	Larceny/Theft (120)
	Assault (75)
	Warrants (68)
	Other Offenses (64)
	Non-Criminal (60)
	Drug/Narcotic (42)
	Warrants (35)
	Robbery (26)
	Burglary (20)
	Vandalism (18)
	Fraud (17)
	Suspicious Occurrence (11)
	Secondary Codes (10)
	Weapon Laws (10)
	Drunkenness (9)
	Missing Person (8)
	Vehicle Theft (7)
	Forgery/Counterfeiting (4)
	Kidnapping (3)
	Sex Offenses, Forcible (3)
	Trespassing (2)
	Suicide (2)
	Arson (2)
	Embezzlement (1)
	Homicide (1)
	Liquor Laws (1)

All representations on this map are distributed and transmitted "AS IS" without warranties of any kind, either expressed or implied including without limitation, warranties of title or implied warranties of merchantability or fitness for a particular purpose. In no event shall San Francisco Police Department become liable to users of these data for any loss or damages, consequential or otherwise, including but not limited to time, money, goodwill, arising from the use, operation or modification of the data. The visual presentation of data is being provided strictly as a courtesy, not as an obligation to its users.

WARNING: This map does not meet the national map accuracy standards.

CrimeView Server  
 Printed: 11/6/2014 1:36:41 PM



3117 16th St, San Francisco, CA 94103  
 Street View • Search nearby



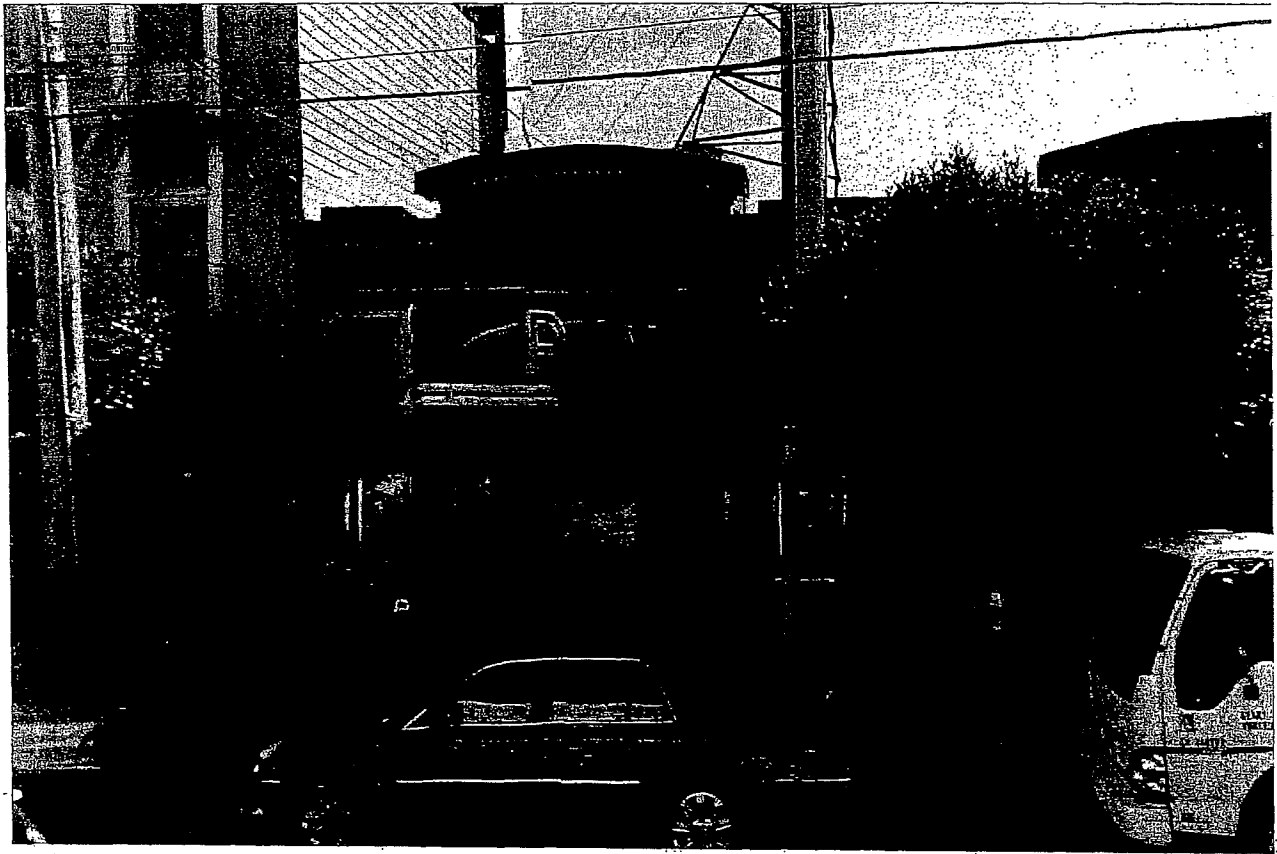
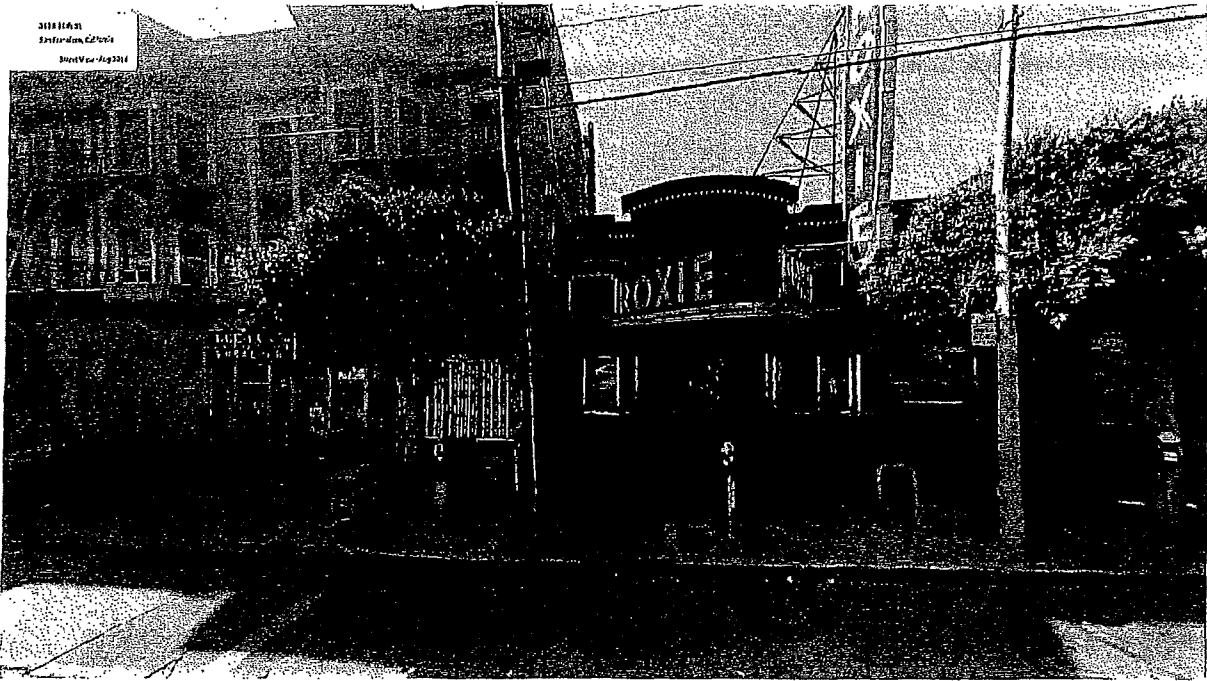


Image captured Mar 2015 © 2015 Google

<https://www.google.com/maps/place/3117+16th+St,+San+Francisco,+CA+94103/@37.764888,-122.422445,35z/data=!3m1!1e3!1m1!1s3117+16th+St,+San+Francisco,+CA+94103>



© 2014 Google

## LIQUOR LICENSE REVIEW

TO: Planning Department File: 141116  
AnMarie Rodgers/CTYPLN/SFGOV  
Georgia Powell/CTYPLN/SFGOV@SFGOV  
Fax No.: 558-6409

TO: Police Department  
Lieutenant Dave Falzon  
Officer Alberto Duarte  
Fax No.: 553-1463

*Block/lot: 3568/067*

*Zoning: NCT*

*Squad: 48*

*Record # 2014-000722 MIS*

DATE: October 28, 2014

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This item is tentatively scheduled to be heard in four to six weeks.  
**PLEASE EMAIL YOUR RESPONSE BY:** December 1, 2014, to Derek Evans,  
Clerk, Neighborhood Services and Safety Committee.

**Derek.Evans@sfgov.org - Fax No: 554-7714**

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**Applicant Name:** George Rush  
**and Business Name:** Roxie Theater  
(3117 and 3125 16<sup>th</sup> Street)

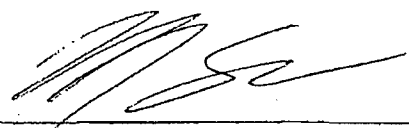
**Applicant Address:** 220 Montgomery Street, Suite 411  
San Francisco, CA 94104  
**and Phone No.** (415) 393-8005

**PLANNING COMMENTS:**  Approval  Denial

*PER P.C SECTION 249.60 (b)(1)(D), ONLY AT 3117 16<sup>TH</sup> ST. LOCATION.*

**POLICE COMMENTS:**  Approval  Denial

LL Review Referral Letter



*1/6/15*

*JEFF SPEIRS*

141116

LAW OFFICES  
OF  
GEORGE M. RUSH

October 21, 2014

Clerk of the Board  
San Francisco Board of Supervisors  
1 Dr. Carlton B. Goodlett Place, Room 244  
San Francisco, California 94118

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
OCT 24 PM 2:17

Re: Request for "PCN"

- Typo 40 license

To the Clerk of the Board:

I am the legal representative for the Roxie Theater, and am writing to you on its behalf to request a public convenience and necessity resolution from the San Francisco Board of Supervisors regarding the Roxie's request for an alcohol license. The Roxie is located at 3117 and 3125 16<sup>th</sup> Street, San Francisco, CA 941043 and the phone number is 415.393.8005. The opening hours are Monday through Friday, 7 PM to midnight, and Saturday and Sunday, 2 PM to midnight.

An alcohol license for the Roxie Theater will serve the public convenience and necessity in the Mission neighborhood as well as citywide for the following reasons:

The Roxie is a California non-profit corporation and has 501(c)(3) status. Over the past year, the Roxie has used its non-profit status to obtain day-use permits for on-site alcohol sales. The response from the community was so positive that the Roxie would like to make alcohol sales on its premises permanent. During this time, neither the Roxie's neighbors nor anybody else within the subdistrict has complained about loitering, public drunkenness, or any other problems related to the consumption of alcohol on the Roxie's premises. Furthermore, the sale of beer has brought in much needed funds to the non-profit theater, which has been serving the city of San Francisco for over a century.

It is a growing concern in San Francisco that single-screen theaters are dying. San Francisco is one of the few American cities that still has neighborhood movie theaters. Theaters like the Roxie live on as focal points of community discourse and assembly. The Roxie seeks to provide a venue for the little picture, the films and documentaries that help educate the public about important issues large-studio films rarely address. Without a place like the Roxie Theater, these films will not have a chance in the current market. An alcohol license for the Roxie will help the theater stay financially afloat and allow it to continue to provide a venue where the community can see the important small films, which are rarely, if ever, showcased at the Megaplex.

The subdistrict legislation already allows Non-Profit Theaters under Section 781.8(c)(2) to obtain alcohol licenses. These non-profit theaters are provided with such

220 MONTGOMERY STREET, SUITE 411 • SAN FRANCISCO, CA • 94104  
PHONE: 415.393.8005 FAX: 415.393.8021

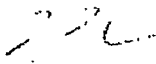
licenses because they require the extra income from alcohol sales to remain operational. While the Roxie Theater is also a non-profit theater, the legislation requires that the non-profit theater show "any act, play, revue, pantomime, scene, song, dance act." The Roxie, however, only presents movies. This distinction is the only portion of the legislation that prevents the Roxie from obtaining a liquor license.

The Roxie has been around for 104 years and loves serving its local community and the larger community of San Francisco. Neighborhood theaters like the Red Vic in Haight-Ashbury have already had to close their doors because they were not profitable. An alcohol license for the Roxie would help prevent this historic San Francisco landmark from having to shut down as well.

For the reasons stated above, the Roxie respectfully requests that the Clerk of the Board permit a public convenience and necessity resolution.

Please feel free to contact me if you have any further questions or concerns. Thank you in advance for your consideration.

Best Regards,

  
George Rush  
Attorney at Law

220 MONTGOMERY STREET, SUITE 411 • SAN FRANCISCO, CA •  
94104

PHONE: 415.393.8005 • FAX: 415.393.8021

Department of Alcoholic Beverage Control

State of California

APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE(S)

MA. ISABEL Funderika  
(415) 431-3611

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

File Number: 550499  
Receipt Number: 2257484  
Geographical Code: 3800  
Copies Mailed Date: October 2, 2014  
Issued Date:

DISTRICT SERVING LOCATION: SAN FRANCISCO

First Owner: ROXIE THEATRE THE  
Name of Business: ROXIE THEATRE  
Location of Business: 3117 16TH ST  
SAN FRANCISCO, CA 94103-3327  
County: SAN FRANCISCO  
Is Premise inside city limits? Yes Census Tract 0202.00  
Mailing Address: 3125 16TH ST  
(If different from premises address): SAN FRANCISCO, CA 94103-3327

RECEIVED  
DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL  
SAN FRANCISCO, CA  
OCT 2 2014 PM 3:42

Type of license(s): 40

Transferor's license/name: 512695 / ROXIE THEATRE THE Dropping Partner: Yes  No

License Type	Transaction Type	Fee Type	Master	Dup	Date	Fee
40 - On-Sale Beer	PREMISE TO PREMISE TRANSFER	NA	✓	0	10/02/14	\$100.00
Total						\$100.00

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: October 2, 2014

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)

ROXIE THEATRE THE

LAW OFFICES  
OF  
GEORGE M. RUSH

October 21, 2014

Clerk of the Board  
San Francisco Board of Supervisors  
1 Dr. Carlton B. Goodlett Place, Room 244  
San Francisco, California 94118

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2014 OCT 28 PM 2:31  
AK

*Re: Request for "PCN"*

To the Clerk of the Board:

I am the legal representative for the Roxie Theater, and am writing to you on its behalf to request a public convenience and necessity resolution from the San Francisco Board of Supervisors regarding the Roxie's request for an alcohol license. The Roxie is located at 3117 and 3125 16<sup>th</sup> Street, San Francisco, CA 941043 and the phone number is 415.393.8005. The opening hours are Monday through Friday, 7 PM to midnight, and Saturday and Sunday, 2 PM to midnight.

An alcohol license for the Roxie Theater will serve the public convenience and necessity in the Mission neighborhood as well as citywide for the following reasons:

The Roxie is a California non-profit corporation and has 501(c)(3) status. Over the past year, the Roxie has used its non-profit status to obtain day-use permits for on-site alcohol sales. The response from the community was so positive that the Roxie would like to make alcohol sales on its premises permanent. During this time, neither the Roxie's neighbors nor anybody else within the subdistrict has complained about loitering, public drunkenness, or any other problems related to the consumption of alcohol on the Roxie's premises. Furthermore, the sale of beer has brought in much needed funds to the non-profit theater, which has been serving the city of San Francisco for over a century.

It is a growing concern in San Francisco that single-screen theaters are dying. San Francisco is one of the few American cities that still has neighborhood movie theaters. Theaters like the Roxie live on as focal points of community discourse and assembly. The Roxie seeks to provide a venue for the little picture, the films and documentaries that help educate the public about important issues large-studio films rarely address. Without a place like the Roxie Theater, these films will not have a chance in the current market. An alcohol license for the Roxie will help the theater stay financially afloat and allow it to continue to provide a venue where the community can see the important small films, which are rarely, if ever, showcased at the Megaplex.

The subdistrict legislation already allows Non-Profit Theaters under Section 781.8(c)(2) to obtain alcohol licenses. These non-profit theaters are provided with such

licenses because they require the extra income from alcohol sales to remain operational. While the Roxie Theater is also a non-profit theater, the legislation requires that the non-profit theater show "any act, play, revue, pantomime, scene, song, dance act." The Roxie, however, only presents movies. This distinction is the only portion of the legislation that prevents the Roxie from obtaining a liquor license.

The Roxie has been around for 104 years and loves serving its local community and the larger community of San Francisco. Neighborhood theaters like the Red Vic in Haight-Ashbury have already had to close their doors because they were not profitable. An alcohol license for the Roxie would help prevent this historic San Francisco landmark from having to shut down as well.

For the reasons stated above, the Roxie respectfully requests that the Clerk of the Board permit a public convenience and necessity resolution.

Please feel free to contact me if you have any further questions or concerns. Thank you in advance for your consideration.

Best Regards,



George Rush  
Attorney at Law

220 MONTGOMERY STREET, SUITE 411 • SAN FRANCISCO, CA •  
94104

PHONE: 415.393.8005 • FAX: 415.393.8021



141116

LAW OFFICES  
OF  
GEORGE M. RUSH

October 21, 2014

Clerk of the Board  
San Francisco Board of Supervisors  
1 Dr. Carlton B. Goodlett Place, Room 244  
San Francisco, California 94118

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
OCT 24 PM 2:47

Re: Request for "PCN"

-Type 40 issuance

To the Clerk of the Board:

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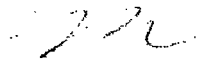
licenses because they require the extra income from alcohol sales to remain operational. While the Roxie Theater is also a non-profit theater, the legislation requires that the non-profit theater show "any act, play, revue, pantomime, scene, song, dance act." The Roxie, however, only presents movies. This distinction is the only portion of the legislation that prevents the Roxie from obtaining a liquor license.

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Please feel free to contact me if you have any further questions or concerns. Thank you in advance for your consideration.

Best Regards,



George Rush  
Attorney at Law

220 MONTGOMERY STREET, SUITE 411 • SAN FRANCISCO, CA •  
94104  
PHONE: 415.393.8005 • FAX: 415.393.8021

## LIQUOR LICENSE REVIEW

**TO:** Planning Department  
AnMarie Rodgers/CTYPLN/SFGOV  
Georgia Powell/CTYPLN/SFGOV@SFGOV  
Fax No.: 558-6409

**File:** 141116

**TO:** Police Department  
Lieutenant Dave Falzon  
Officer Alberto Duarte  
Fax No.: 553-1463

**DATE:** October 28, 2014

---

This item is tentatively scheduled to be heard in four to six weeks.  
**PLEASE EMAIL YOUR RESPONSE BY:** December 1, 2014, to Derek Evans,  
Clerk, Neighborhood Services and Safety Committee.

**Derek.Evans@sfgov.org - Fax No: 554-7714**

---

**Applicant Name:** George Rush  
**and Business Name:** Roxie Theater  
(3117 and 3125 16<sup>th</sup> Street)

**Applicant Address:** 220 Montgomery Street, Suite 411  
San Francisco, CA 94104  
**and Phone No.** (415) 393-8005

**PLANNING COMMENTS:**  Approval  Denial

**POLICE COMMENTS:**  Approval  Denial

Department of Alcoholic Beverage Control  
**APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE(S)**  
 ABC 211 (6/99)

State of California

*Ms. ISABEL Fonderibe*  
 (415) 431-3611

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

File Number: **550499**  
 Receipt Number: **2257484**  
 Geographical Code: **3800**  
 Copies Mailed Date: **October 2, 2014**  
 Issued Date:

**DISTRICT SERVING LOCATION:** SAN FRANCISCO  
**First Owner:** ROXIE THEATRE THE  
**Name of Business:** ROXIE THEATRE  
**Location of Business:** 3117 16TH ST  
SAN FRANCISCO, CA 94103-3327  
**County:** SAN FRANCISCO  
**Is Premise inside city limits?** Yes **Census Tract** 0202.00  
**Mailing Address:** 3125 16TH ST  
 (If different from premises address) SAN FRANCISCO, CA 94103-3327  
**Type of license(s):** 40  
**Transferor's license/name:** 512695 / ROXIE THEATRE THE **Dropping Partner:** Yes  No

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<u>License Type</u>	<u>Transaction Type</u>	<u>Fee Type</u>	<u>Master</u>	<u>Dup</u>	<u>Date</u>	<u>Fee</u>
40 - On-Sale Beer	PREMISE TO PREMISE TRANSFER	NA	Y	0	10/02/14	\$100.00
<b>Total</b>						<b>\$100.00</b>

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: October 2, 2014

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)

ROXIE THEATRE THE

**Evans, Derek**

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**From:** Power, Andres  
**Sent:** Tuesday, October 28, 2014 1:51 PM  
**To:** Evans, Derek; Powell, Georgia (CPC); Falzon, Dave (POL)  
**Cc:** Rodgers, AnMarie (CPC); Duarte, Alberto (POL); Goossen, Carolyn (BOS); Taylor, Adam (BOS)  
**Subject:** RE: Liquor License - PCN Request - 3117 16th Street (Roxie Theater) - File No. 141116

The Supervisor supports this application.

Andres Power  
Office of Supervisor Scott Wiener  
(t) 415-554-6968

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**From:** Evans, Derek  
**Sent:** Tuesday, October 28, 2014 10:27 AM  
**To:** Powell, Georgia (CPC); Falzon, Dave (POL)  
**Cc:** Rodgers, AnMarie (CPC); Duarte, Alberto (POL); Goossen, Carolyn (BOS); Power, Andres; Taylor, Adam (BOS)  
**Subject:** Liquor License - PCN Request - 3117 16th Street (Roxie Theater) - File No. 141116

Hello,

Attached is a Public Convenience and Necessity Request for the subject liquor license. Please review and provide your response.

Thank you,

**Derek K. Evans**  
**Assistant Committee Clerk**  
Board of Supervisors  
1 Dr. Carlton B. Goodlett Place, City Hall, Room 244  
San Francisco, CA 94102  
Phone: (415) 554-7702 | Fax: (415) 554-5163  
[derek.evans@sfgov.org](mailto:derek.evans@sfgov.org) | [www.sfbos.org](http://www.sfbos.org)

Complete a Board of Supervisors Customer Satisfaction form by clicking the link below.  
<http://www.sfbos.org/index.aspx?page=104>

