

File No. 241206

Committee Item No. 1

Board Item No. 27

## COMMITTEE/BOARD OF SUPERVISORS

### AGENDA PACKET CONTENTS LIST

Committee: Public Safety and Ngbh Services

Date: January 23, 2025

Board of Supervisors Meeting:

Date: February 4, 2025

#### 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"/>            | Youth Commission Report                      |
| <input checked="" type="checkbox"/> | <input checked="" 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 / DRAFT Mills Act 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 type="checkbox"/>            | <input type="checkbox"/>            | Public Correspondence                        |

#### OTHER

- |                                     |                                     |   |
|-------------------------------------|-------------------------------------|---|
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <u>Police Department Report – 122024</u>                |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <u>Planning Department Review – 122024</u>              |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <u>PC or N Referral to Planning and Police – 121624</u> |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <u>PC or N Request Letter – 121024</u>                  |
| <input type="checkbox"/>            | <input type="checkbox"/>            | _____   |
| <input type="checkbox"/>            | <input type="checkbox"/>            | _____   |
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| <input type="checkbox"/>            | <input type="checkbox"/>            | _____   |
| <input type="checkbox"/>            | <input type="checkbox"/>            | _____   |

Prepared by: Monique Crayton

Date: January 17, 2025

Prepared by: Monique Crayton

Date: January 31, 2025

Prepared by: \_\_\_\_\_

Date: \_\_\_\_\_

1 [Liquor License Transfer - 301 5th Street - City Choice Market]

2

3 **Resolution determining that the person-to-person, premise-to-premise transfer of**  
4 **a Type-21 off-sale general beer, wine, and distilled spirits liquor license to City**  
5 **Choice Market Inc., doing business as City Choice Market, located at 301 5th**  
6 **Street (District 6), will serve the public convenience or necessity of the City and**  
7 **County of San Francisco, in accordance with California Business and**  
8 **Professions Code, Section 23958.4; and requesting that the California Department**  
9 **of Alcoholic Beverage Control impose conditions on the issuance of the license.**

10

11 WHEREAS, City Choice Market Inc., is seeking the person-to-person, premise-  
12 to-premise transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor  
13 license to do business as City Choice Market, located at 301 5th Street (District 6); 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 zero 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 conditions recommended by the Police Department are the  
21 following: 1) Petitioner(s) shall actively monitor the area under their control in an effort to  
22 prevent the loitering of persons on any property adjacent to the licensed premises as  
23 depicted on the ABC-253; and 2) The petitioner(s) shall be responsible for maintaining  
24 free of litter, the area adjacent to the premises over which they have control, as  
25 depicted on ABC-253 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 person-to-person, premise-to-premise transfer of a Type-21  
4 off-sale general beer, wine, and distilled spirits liquor license to City Choice Market Inc.,  
5 doing business as City Choice Market, located at 301 5th Street, will serve the public  
6 convenience or necessity of the City and County of San Francisco; and, be it

7           FURTHER RESOLVED, That the Board of Supervisors of the City and County of  
8 San Francisco hereby endorses and adopts the recommendations of the Police  
9 Department listed above and recommends that the Department of Alcoholic Beverage  
10 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 Public Safety  
and Neighborhood Services

**Supervisor Catherine Stefani**  
**Supervisor Matt Dorsey**  
**Supervisor Joel Engardio**

**From:** Lt. David Goff #1463   
Officer in Charge  
ALU/Permits Unit 415-553-9550

**Date:** December 19, 2024

**Subject:** P.C.N. Investigation Regarding: First Owner: City Choice Market Inc. .  
DBA: City Choice Market  
301 5<sup>th</sup> St.  
San Francisco CA. 94107  
ABC File # 21-663925

City Choice Market Inc., operating as "City Choice Market", has filed an application with the California Department of Alcoholic Beverage Control seeking a Type 21 (Off Sale General) license to be located at 301 5<sup>th</sup> St. (located between Folsom and Shipley.)

**Hours of Operation:**

8am to 2am Monday through Saturday. 8am to 12am Sundays

**Digest:**

"City Choice Market Inc." would like to operate a Package Store to be located at 301 5<sup>th</sup> St. If approved, this license will allow them to sell Wine, Beer, and Distilled Spirits for the consumption off the premises.

**Letters of Protest**

0

**Letters of Support**

0

**Police Calls for Service:**

From October 10, 2023 to October 10 ,2024

**7 calls for service**

**Police Reports:**

From October 10, 2023 to October 10, 2024

**2 police reports**

**San Francisco Plot Information:**

This premise is located in Plot: **264A**

A High Crime area is defined as **103** or more police reports in a plot for the year of **2023**.

This plot had 24 police reports for **2023**, which is 79 **Lower** than the **Citywide “High Crime”** average.

**State Census Tract Information:**

This premise is located in Census Tract: 178.01  
Population for this tract is: **3,567**

On-sale license authorized by census tract: **12**  
Active on-sale licenses: 9 with 0 pending

Off-sale licenses authorized by census tract: **3**  
Active off-sale licenses: 1 with 0 pending

**Departmental Recommendation:**

Points of consideration: **0**

No opposition from **Southern Station**.

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

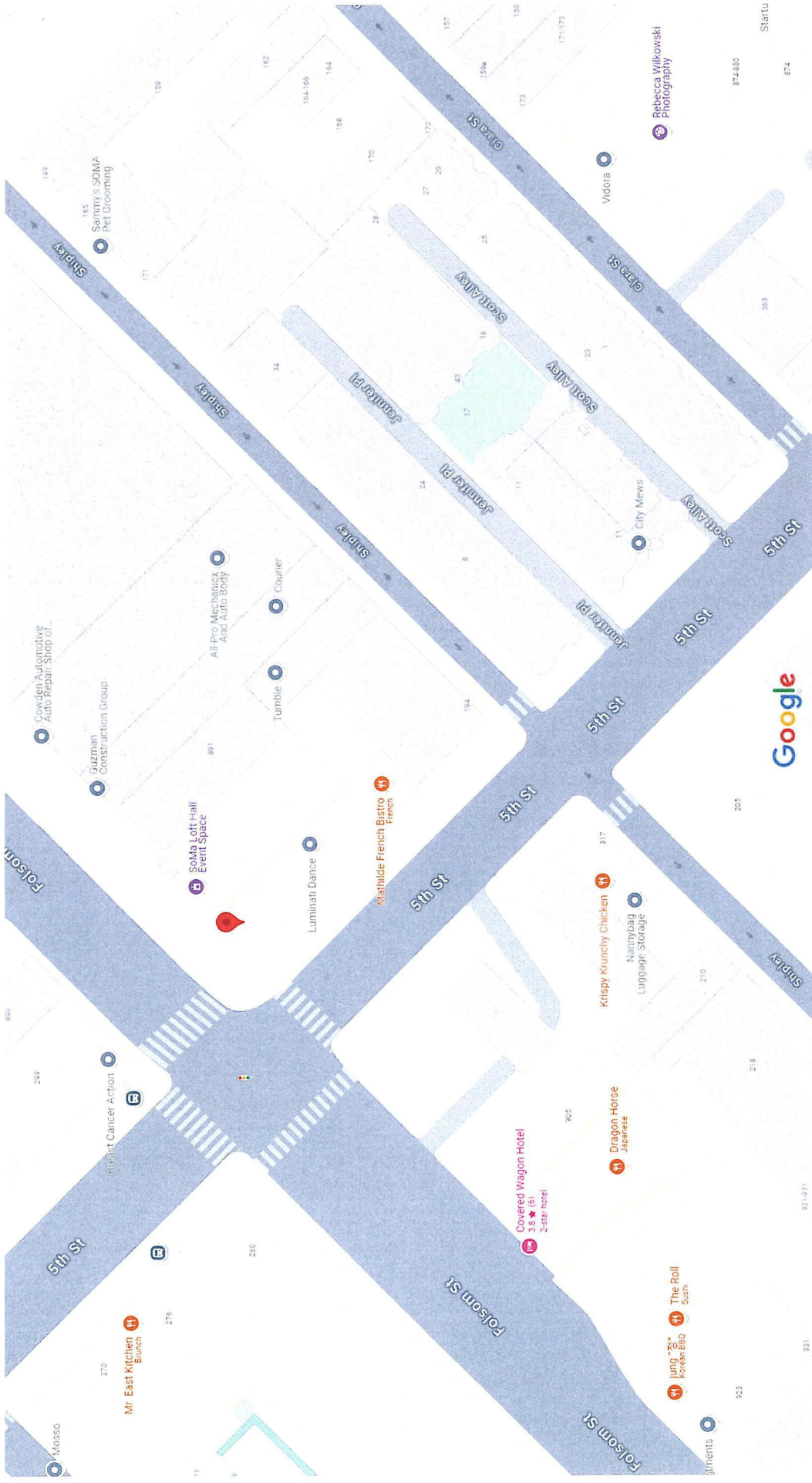
Applicant premise **is** located in a “**Low**” **Concentration**” area.

**0** - Protest.

**0** - Support

ALU Recommendation: **Approval with the condition:**

1. 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 ABC-253.
2. 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 ABC-253.



BOARD of SUPERVISORS



City Hall  
1 Dr. Carlton B. Goodlett Place, Room 244  
San Francisco 94102-4689  
Tel. No. (415) 554-5184  
Fax No. (415) 554-5163  
TDD/TTY No. (415) 554-5227

## LIQUOR LICENSE PUBLIC CONVENIENCE OR NECESSITY REFERRAL

**TO:** Planning Department  
Attn: \_\_\_\_\_  
Phone No. \_\_\_\_\_

**TO:** Police Department  
Andrew Froines  
Phone No. (415) 837-7254

**DATE:** December 16, 2024

**AP Block/Lot Nos.:** 3752/081  
**Zoning:** MUR - mixed use-  
residential- 85-X

**Quad:** \_\_\_\_\_  
**Record No.:** \_\_\_\_\_

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Please submit your response within two weeks. The Public Safety and Neighborhood Services Committee will tentatively schedule the PC or N hearing for a regular meeting in January of 2025.

**PLEASE EMAIL YOUR RESPONSE by December 27, 2024, to:**  
Monique Crayton, Public Safety and Neighborhood Services Committee Clerk.  
[monique.crayton@sfgov.org](mailto:monique.crayton@sfgov.org) ~ (415) 554-7750

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**Applicant name:** City Choice Market Inc.

**Business name:** City Choice Market

**Application address:** 301 5<sup>th</sup> Street

**Applicant contact info:** Ali Muthana  
[Alimuthana111974@gmail.com](mailto:Alimuthana111974@gmail.com)  
510-599-0527

**PLANNING REVIEW:**  Approval  Denial

Planning Staff Contact: \_\_\_\_\_

(Please add comments on a trailing page.)

**POLICE REVIEW:**  Approval  Denial

(Please add comments in a trailing report.)



Recommend Approval - Retail Sales and Service Use (dba City Choice Market) is Principally Permitted in MUR per Planning Code Section 833.



Elizabeth Mau, SF Planning (628) 652-7583

12.20.2024

**From:** [Crayton, Monique \(BOS\)](#)  
**To:** [CPC.Referrals](#); [Froines, Andrew \(POL\)](#); [Alimuthana111974@gmail.com](#)  
**Cc:** [Alabanza, Analyn@ABC](#); [amarjit.tamber@abc.ca.gov](#); [Ghanem, Sakher \(POL\)](#); [Goff, David \(POL\)](#); [Dahl, Bryan \(BOS\)](#); [Ebadi, Mahanaz \(BOS\)](#); [Owen, David \(BOS\)](#); [Tam, Madison \(BOS\)](#)  
**Subject:** Liquor License Transfer - 301 5th Street - City Choice Market - BOS File No. 241206  
**Date:** Monday, December 16, 2024 2:00:00 PM

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Greetings,

The office of the Clerk of the Board has received a letter requesting public convenience or necessity findings for a liquor license transfer. I'm referring this matter to you for response via the following linked document:

[Referral Letter - Planning and Police Departments – December 16, 2024](#)

You may review the entire matter on our Legislative Research Center by following the link below:

Board of Supervisors [File No. 241206](#)

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 January of 2025.

I request the Planning Department's response on or before December 27, 2024. 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.

**Monique C. Crayton (she/her)**

*Assistant Clerk*

Board of Supervisors - Clerk's Office

1 Dr. Carlton B. Goodlett Place, Room 244

San Francisco, CA 94102

(415) 554-7750 | Fax: (415) 554-5163

[monique.crayton@sfgov.org](mailto:monique.crayton@sfgov.org) | [www.sfbos.org](http://www.sfbos.org)

**(VIRTUAL APPOINTMENTS)** To schedule a “virtual” meeting with me (on Microsoft Teams), please ask and I can answer your questions in real time.

BOARD of SUPERVISORS



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1 Dr. Carlton B. Goodlett Place, Room 244  
San Francisco 94102-4689  
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Attn: \_\_\_\_\_  
Phone No. \_\_\_\_\_

**TO:** Police Department  
Andrew Froines  
Phone No. (415) 837-7254

**DATE:** December 16, 2024

**AP Block/Lot Nos.:** 3752/081  
**Zoning:** MUR - mixed use-  
residential- 85-X

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**Business name:** City Choice Market

**Application address:** 301 5<sup>th</sup> Street

**Applicant contact info:** Ali Muthana  
[Alimuthana111974@gmail.com](mailto:Alimuthana111974@gmail.com)  
510-599-0527

**PLANNING REVIEW:**  Approval  Denial

Planning Staff Contact: \_\_\_\_\_  
(Please add comments on a trailing page.)

**POLICE REVIEW:**  Approval  Denial

(Please add comments in a trailing report.)

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO

2024 DEC 10 PM 12:33

BY QSB

**Office of the Clerk of the Board of Supervisors**

1 Dr. Carlton B. Goodlett Place,  
City Hall, Room 244  
San Francisco, CA 94102  
(415) 554-5184

**Subject: Request for PC or N Determination**

Dear Sir/Madam,

I am writing to request a determination regarding the Public Convenience or Necessity (PC or N) for the application of an alcoholic beverage license for my business.

**1. Applicant's Name and Contact Information:**

- o Name: Ali Muthana
- o Daytime Phone Number: 510-599-0527
- o Email Address: alimuthana111974@gmail.com

**2. Name and Address of Applicant's Business:**

- o Business Name: City Choice Market Inc
- o Business Address: 301 5th St, San Francisco, CA 94107

**3. Mailing Address (if different from above):**

- o Mailing Address: 301 5th St, San Francisco, CA 94107

**4. License Type and Issuance Type:**

- o The applicant is seeking a **Type 21 - Off-sale General** license.
- o The license is a **transfer of an existing license**.

**5. Proposed Business Hours of Operation:**

- o **Monday to Saturday: 8 AM – 2 AM**
- o **Sunday: 8 AM – 12 AM**

**6. Application Filing Date and Method:**

- o Date of Application: October 10th, 2024
- o Method of Filing: In person

**7. Completion of Noticing Requirements:**

- o Date and Method of Completion: November 22, 2024, via USPS Direct Mail

**8. Explanation for Serving Public Convenience or Necessity:**

- o The proposed liquor license will serve the public convenience or necessity by offering a variety of alcoholic beverages to the local community, particularly catering to nearby residents and businesses. It will contribute to the neighborhood's vibrant commercial environment while adhering to local laws and regulations. Additionally, the business intends to maintain a responsible approach to alcohol sales, ensuring it serves the broader needs of the community.

Please feel free to contact my son Hesham Muthana at 559-892-5073 or via email at [alimuthana111974@gmail.com](mailto:alimuthana111974@gmail.com) if any additional information is required.

Thank you for your time and consideration.

Sincerely,

**Ali Muthana**  
Owner, City Choice Market Inc



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**APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE**

ABC 211 (6/99)

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

File Number: **663925**  
Receipt Number: **2940339**  
Geographical Code: **3800**  
Copies Mailed Date: **October 10, 2024**  
Issued Date:

DISTRICT SERVING LOCATION: **SAN FRANCISCO**

First Owner: **CITY CHOICE MARKET, INC.**

Name of Business: **CITY CHOICE MARKET**

Location of Business: **301 5TH ST  
SAN FRANCISCO, CA 94107-1001**

County **SAN FRANCISCO**

Is Premises inside city limits **Yes** Census Tract: **0185.04**

Mailing Address:(If different from premises address)

Type of license(s): **21** Dropping Partner: Yes \_\_\_ No \_\_\_

Transferor's license/name: **452794 / MOHAMED, MAEN ALI**

<u>License Type</u>	<u>Transaction Type</u>	<u>Master</u>	<u>Secondary LT And Count</u>		
21 - Off-Sale General	PER/PRM	Y			

<u>License Type</u>	<u>Transaction Description</u>	<u>Fee Code</u>	<u>Dup</u>	<u>Date</u>	<u>Fee</u>
Application Fee	FEDERAL FINGERPRINTS	NA	1	10/10/24	\$24.00
Application Fee	STATE FINGERPRINTS	NA	1	10/10/24	\$39.00
Application Fee	DBL TRF: PREMISES AND PERSON	NA	0	10/10/24	\$1,470.00
21 - Off-Sale General	ANNUAL FEE	NA	0	10/10/24	\$949.00
<b>Total</b>					<b>\$2,482.00</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**

STATE OF CALIFORNIA County of SAN FRANCISCO

Date: October 10, 2024

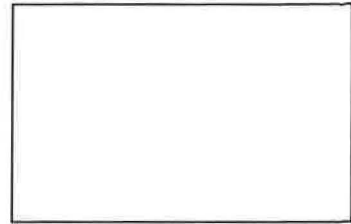
Applicant Name(s)

CITY CHOICE MARKET, INC.

  
 2024 OCT 15 AM 8:36  
 RECEIVED  
 BOARD OF SUPERVISORS  
 SAN FRANCISCO

**Introduction Form**

(by a Member of the Board of Supervisors or the Mayor)



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

- 1. For reference to Committee (Ordinance, Resolution, Motion or Charter Amendment)
- 2. Request for next printed agenda (For Adoption Without Committee Reference)  
*(Routine, non-controversial and/or commendatory matters only)*
- 3. Request for Hearing on a subject matter at Committee
- 4. Request for Letter beginning with "Supervisor \_\_\_\_\_ inquiries..."
- 5. City Attorney Request
- 6. Call File No. \_\_\_\_\_ from Committee.
- 7. Budget and Legislative Analyst Request (attached written Motion)
- 8. Substitute Legislation File No. \_\_\_\_\_
- 9. Reactivate File No. \_\_\_\_\_
- 10. Topic submitted for Mayoral Appearance before the Board on \_\_\_\_\_

The proposed legislation should be forwarded to the following (please check all appropriate boxes):

- Small Business Commission     Youth Commission     Ethics Commission
- Planning Commission     Building Inspection Commission     Human Resources Department

General Plan Referral sent to the Planning Department (proposed legislation subject to Charter 4.105 & Admin 2A.53):

- Yes                       No

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

Sponsor(s):

Clerk of the Board

Subject:

Liquor License Transfer - 301 5th Street - City Choice Market

Long Title or text listed:

Hearing to consider that the person-to-person, premise-to-premise transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to City Choice Market Inc., doing business as City Choice Market, located at 301 5th Street (District 6), will serve the public convenience or necessity of the City and County of San Francisco.

241206

Signature of Sponsoring Supervisor: 