

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

MEMORANDUM

PUBLIC SAFETY AND NEIGHBORHOOD SERVICES COMMITTEE

SAN FRANCISCO BOARD OF SUPERVISORS

TO: Supervisor Gordon Mar, Chair
Public Safety and Neighborhood Services Committee

FROM: Stephanie Cabrera, Assistant Clerk

DATE: October 17, 2022

SUBJECT: **COMMITTEE REPORT, BOARD MEETING**
Tuesday, October 18, 2022

The following file should be presented as COMMITTEE REPORT at the regular Board meeting on Tuesday, October 18, 2022. This RESOLUTION was acted upon at the regular Public Safety and Neighborhood Services Committee meeting on Thursday, October 13, 2022, at 10:00 a.m., by the votes indicated.

Item No. 37 **File No. 220909**

[Liquor License Double Transfer - 88 Kearny Street - Expensify Lounge]

Resolution determining that the premise-to-premise/person-to-person transfer, also known as a "Double Transfer," for a Type-57 special on-sale general beer, wine, and distilled spirits liquor license to Expensify, Inc., to do business as Expensify Lounge located at 88 Kearny Street, 16th Floor (District 3), 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. (Clerk of the Board)

RECOMMENDED AS A COMMITTEE REPORT

Vote: Supervisor Gordon Mar - Aye
Supervisor Catherine Stefani - Aye
Supervisor Myrna Melgar - Aye

Cc: Board of Supervisors
Angela Calvillo, Clerk of the Board
Alisa Somera, Legislative Deputy
Anne Pearson, Deputy City Attorney

File No. 220909

Committee Item No. 2

Board Item No. 37

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Public Safety and Neighborhood Services
Board of Supervisors Meeting:

Date: October 13, 2022
Date: October 18, 2022

Cmte Board

- Motion
- Resolution
- Ordinance
- Legislative Digest
- Budget and Legislative Analyst Report
- Youth Commission Report
- Introduction Form
- Department/Agency Cover Letter and/or Report
- MOU
- Grant Information Form
- Grant Budget
- Subcontract Budget
- Contract / DRAFT Mills Act Agreement
- Form 126 – Ethics Commission
- Award Letter
- Application
- Public Correspondence

OTHER

- PCN Request, dtd 7/27/22
- PCN Referral, dtd 8/4/22
- Police Department Response, dtd 10/6/22
- Planning Department Response, dtd 8/10/22
- _____
- _____
- _____
- _____
- _____
- _____

Prepared by: Alisa Somera
Prepared by: Stephanie Cabrera
Prepared by: _____

Date: October 7, 2022
Date: October 17, 2022
Date: _____

1 [**Liquor License Double Transfer - 88 Kearny Street - Expensify Lounge**]
 2
 3 **Resolution determining that the premise-to-premise/person-to-person transfer,**
 4 **also known as a “Double Transfer,” for a Type-57 special on-sale general beer,**
 5 **wine, and distilled spirits liquor license to Expensify, Inc., to do business as**
 6 **Expensify Lounge located at 88 Kearny Street, 16th Floor (District 3), will serve the**
 7 **public convenience or necessity of the City and County of San Francisco in**
 8 **accordance with California Business and Professions Code, Section 23958.4.**

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 10
 11 WHEREAS, Expensify, Inc., is seeking the premise-to-premise/person-to-person
 12 transfer, also known as a “Double Transfer,” for a Type-57 special on-sale general beer,
 13 wine, and distilled spirits liquor license, located at 88 Kearny Street, 16th Floor (District
 14 3); and

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

17 WHEREAS, The Police Department has filed zero protests and zero letters of
 18 support with the Department of Alcoholic Beverage Control under California Business
 19 and Professions Code, Section 24013, and recommends that the Department of
 20 Alcoholic Beverage Control issue the liquor license with no conditions; now, therefore,
 21 be it

22 RESOLVED, That in accordance with California Business and Professions Code,
 23 Section 23958.4, the Board of Supervisors of the City and County of San Francisco
 24 hereby determines that the premise-to-premise/person-to-person transfer, also known
 25 as a “Double Transfer,” for a Type-57 special on-sale general beer, wine, and distilled

1 spirits liquor license to Expensify, Inc, doing business as Expensify Lounge, located at
2 88 Kearny Street, 16th Floor (District 3), will serve the public convenience or necessity of
3 the City and County of San Francisco; and, be it

4 FURTHER RESOLVED, That the Board of Supervisors of the City and County of
5 San Francisco hereby endorses and adopts the recommendations of the Police
6 Department listed above and recommends that the Department of Alcoholic Beverage
7 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 Gordon Mar
Supervisor Catherine Stefani
Supervisor Myrna Melgar

From: Lt. Steve Jonas #79
Officer in Charge
ALU/Permits Unit 415-553-9550

Date: October 6, 2022

Subject: P.C.N. Investigation Regarding: Expensify, Inc.
DBA: Expensify, Inc.
88 Kearny St.
San Francisco, CA. 94104

Expensify, Inc. has filed an application with the California Department of Alcoholic Beverage Control seeking a Type 57 (Special On-Sale General) license to be located at 88 Kearny St. (located between Geary St. and Post St.)

Hours of Operation:

8:00 am to 6:00 pm each day.

Digest:

Expensify Inc. would like to operate a private club to be located at 88 Kearny St. If approved, this license will allow them to sell Beer, Wine and Distilled Spirits.

Letters of Protest

0

Letters of Support

0

Police Calls for Service:

From June 2021 to June 2022

0 calls for service

Police Reports:

From June 2021 to June 2022

0 police reports

San Francisco Plot Information:

This premise is located in Plot: **170**

A High Crime area is defined as **96** or more police reports in a plot for the year of **2021**.

This plot had 103 police reports for **2021**, which is **7 higher** than the **Citywide “High Crime”** average

State Census Tract Information:

This premise is located in Census Tract: **117.00**

Population for this tract is: **1,905**

On-sale license authorized by census tract: **6**

Active on-sale licenses: 192 with 0 pending

Off-sale licenses authorized by census tract: **1**

Active off-sale licenses: 37 with 0 pending

Departmental Recommendation:

Points of consideration: **0**

No opposition from **Central Station**.

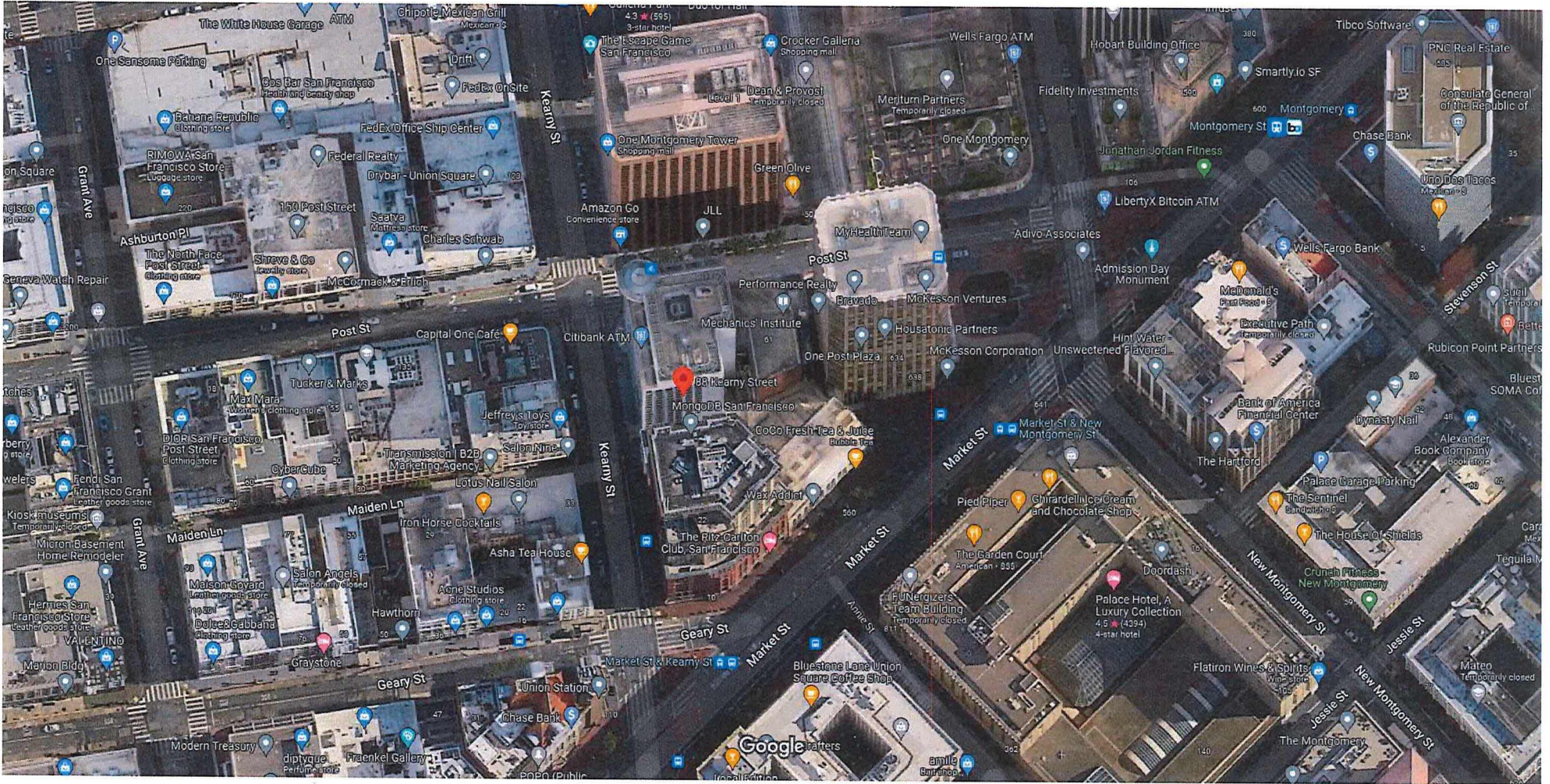
Applicant premise **is** located in a “**High Crime**” area.

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

0 - Protest.

0 - Support

ALU Recommendation: **Approval with no conditions.**



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LIQUOR LICENSE PUBLIC CONVENIENCE OR NECESSITY REFERRAL

TO: Planning Department
Attn: _____
Phone No. _____

DATE: August 4, 2022

AP Block/Lot Nos.: 0311 / 008
Zoning: C-3-O Downtown-Office
Quad: NE
Record No.: 2022-007592MIS

TO: Police Department
Joel Salmonson
Phone No. (415) 553-1115

Please submit your response within three weeks. The Public Safety and Neighborhood Services Committee will tentatively schedule the PC or N hearing for the regular meeting of September 22, 2022.

PLEASE EMAIL YOUR RESPONSE by September 14, 2022, to:

Alisa Somera, Public Safety and Neighborhood Services Committee Clerk.
alisa.somera@sfgov.org ~ (415) 554-7711

Applicant name: Expensify, Inc.

Business name: Expensify Lounge

Application address: 88 Kearny Street
San Francisco, CA 94104

Applicant contact info: Rebecca Stamey-White
rstamey-white@beveragelaw.com ~ (415) 362-1215 x106

PLANNING REVIEW: Approval Denial

Planning Staff Contact: Michelle Langlie
(Please add comments on a trailing page.)

POLICE REVIEW: Approval Denial
(Please add comments in a trailing report.)



8/10/2022

Assistant Clerk of the Board of Supervisors
City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102

Re: BOS referral - Liquor License Public Convenience or Necessity Referral for Expensify Lounge – 88 Kearny Street
Planning Department Files No. 2022-005503MIS and 2022-007592MIS

To Whom It May Concern:

The Planning Department is recommending approval of the attached ABC Type 57 (Special On-Sale General) License for a members-only bar dba Expensify Lounge at 88 Kearny Street in conjunction with an existing office use. Authorizes the sale of beer, wine and distilled spirits, to members and guests only, for consumption on the premises where sold. Authorizes the sale of beer and wine, to members and guests only, for consumption off the licensed premises. Food service is not required. Minors are allowed on the premises. Bar is a Retail Sales and Service principally permitted in the C-3-O Downtown Office Zoning District per Planning Code Section 210.2.

If you have any questions related to Planning's evaluation, please contact me at 628-652-7410.

Sincerely,

Michelle M. Langlie (she/her/hers)
Senior Preservation Planner | PIC Specialist
Northeast Team | Current Planning

San Francisco Planning
49 South Van Ness Avenue, Suite 1400, San Francisco, CA 94103
Direct: 628.652.7410 | General Inquiries: pic@sfgov.org | www.sfplanning.org
[San Francisco Property Information Map](#)



VIA FEDERAL EXPRESS

July 25, 2022

Clerk of the Board
San Francisco Board of Supervisors
1 Dr. Carlton B. Goodlet Place, Room 244
San Francisco CA 94012

RE: Expensify, Inc.

Please find enclosed a Request for Resolution of Public Convenience of Necessity
Expensify, Inc. – 88 Kearny St., 16th Floor, San Francisco CA 94108.

If you have any questions, please contact Rebecca Stamey-White, partner at Hinman and
Carmichael LLP at 415-362-1215, ext. 106, or via e-mail at rstamey-white@beveragelaw.com.

Kind regards,

A handwritten signature in black ink, appearing to read 'Una Carolan', with a long horizontal flourish extending to the right.

Una Carolan
Senior Paralegal

Enclosure

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
JUL 27 AM 10:59
BY [Handwritten initials]

Clerk of the Board
San Francisco Board of Supervisors
1 Dr. Carlton B. Goodlet Place, Room 244
San Francisco, CA 94102

Re: Request for Resolution of Public Convenience or Necessity – Expensify, Inc.

Dear Board of Supervisors:

On June 2, Expensify, Inc (“Expensify”) applied to the Department of Alcoholic Beverage Control (“ABC”) for a Type 57 Special On Sale General License at 88 Kearny St., 16th Floor, San Francisco for Expensify Lounge. The Type 57 will be transferred to Expensify’s premises via a person-to-person, premises-to-premises transfer application with ABC. Because the census tract has an “undue concentration” of on-sale licenses under Section 23958.4 of the California Business and Professions Code, we are requesting a determination by the San Francisco Board of Supervisors that public convenience or necessity will be served by issuance of the Type 57 license to Expensify Inc.

Expensify Inc.’s corporate office is in the heart of the Financial District and the member’s lounge licensed with the Type 57 would create a community space to draw members downtown. Expensify is a software company which develops an expense management system for both personal and business use. In 2008, founder and CEO David Barrett came up with the idea to help unhoused neighbors with a debit card walking through the Tenderloin, where he lived at the time. Fast forward to 2022, the company became a receipt-scanning platform to help manage expense reports in real time and is now listed on the Nasdaq with offices in San Francisco and around the globe. Expensify launched the Expensify Card in 2019, with 10% of card revenue supporting Expensify.org, the charitable arm of Expensify, to fund climate justice, food security, housing equity, reentry services and youth advocacy.

Expensify Lounge will offer members and their guests access to community workspaces and free wi-fi to collaborate, innovate and mingle. Members and guests can enjoy the lounge Monday – Friday 8:00 a.m. – 6:00 p.m. Enabling the Expensify Lounge to provide alcoholic beverages to members and their guests while relaxing or collaborating on projects will be an especially convenient amenity for members and their guests. Those who live in the Bay Area and visitors to the San Francisco Financial District can enjoy a social experience or a collaborative space, drawing Expensify members who work remotely to downtown San Francisco. Members and guests can start their day with a coffee and end the day enjoying a glass of wine overlooking the sweeping views of the city skyline. By drawing more community members downtown, the Expensify Lounge will help

Expensify

revitalize the downtown corridor, providing members a reason to meet up, go out to lunch or dinner, and shop in downtown San Francisco, after several years of many people working from home. Members are also encouraged to bring a guest to the Expensify Lounge, bringing even more people to spend the day in the neighborhood.

For the reasons set forth above, we respectfully request that the Board of Supervisors make a finding that issuance of the Type 57 license to the Lounge will serve public convenience or necessity.

Should you have any questions or concerns, please contact our attorney, Rebecca Stamey-White at 415-362-1215, ext. 106, or rstamey-white@beveragelaw.com.

Sincerely,



Cole Eason
Chief Compliance Officer and Secretary
Expensify, Inc.

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