

1 [Liquor License Transfer – 2200 Mission Street]

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3 **Resolution determining that the transfer of a Type 21 off-sale general license from 2767**
4 **Lombard Street to 2200 Mission Street (District 9), to Howard Ngo for Duc Loi**
5 **Supermarket, will serve the public convenience and necessity of the people of the City**
6 **and County of San Francisco, in accordance with Section 23958.4 of the California**
7 **Business and Professions Code, with conditions.**

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10 WHEREAS, Howard Ngo is seeking the transfer of a Type 21 off-sale general
11 license from 2767 Lombard Street to 2200 Mission Street (District 9), for Duc Loi
12 Supermarket; and,

13 WHEREAS, The 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 to Howard Ngo for Duc Loi Supermarket, located at 2200
21 Mission Street, will serve the public convenience and necessity of the people of the City
22 and County of San Francisco.

23 Conditions: (1) The hours of operation shall not exceed 7:00 a.m. to 8:00 p.m.
24 daily and the sales of alcoholic beverages shall not exceed 8:00 a.m. and 8:00 p.m.
25 daily. (2) No wine shall be sold with an alcoholic content of greater than 15% by volume.

1 (3) No malt beverage shall be sold with an alcoholic content greater than 5.7% by
2 volume. (4) Wine shall not be sold in bottles or containers smaller than 750 ml. and
3 wine-coolers must be sold in manufactured pre-packaged 4 pack units. (5) No distilled
4 spirits shall be sold in bottles or containers smaller than 375 ml (corresponds to 4/5 pt.).
5 (6) No pay telephone shall be maintained on the exterior of the premises. (7) Not more
6 than 5% of the square footage of the premises will be used for the sale and display of
7 alcoholic beverages. The remaining 95% shall be for the sale and display of food and
8 consumer products commonly found in grocery stores. (8) The petitioner(s) shall be
9 responsible for maintaining free of litter the area adjacent to the premises over which
10 they have control. (9) The petitioner shall not permit their patrons or the general public
11 to loiter or congregate on the area adjacent to the licensed premises. (10) Graffiti shall
12 be removed from the premises and all parking lots under the control of the licensee
13 within 72 hours of application. If the graffiti occurs on a Friday or weekend day, or on a
14 holiday, the licensee shall remove the graffiti within 72 hours following the beginning of
15 the next weekday. (11) There shall be no cups, glasses, or similar receptacles
16 commonly used for the drinking of beverages, sold, furnished, or given away at the
17 petitioner's premises in quantities of less than twenty-four in their original multi-
18 container package. (12) All ice shall be sold at or about prevailing prices in the area
19 and in quantities of not less than three (3) pounds per sale and shall not be given away
20 free. (13) The possession of alcoholic beverages in open containers and/or the
21 consumption of alcoholic beverages is prohibited on or around these premises. (14)
22 The premises shall maintain at least two (2) security surveillance cameras in operational
23 condition at all times when the premises is open to the public. At a minimum, one
24 camera shall monitor the interior and the other the exterior of the premises. (15) There
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1 shall be no coin operated games or video machines maintained upon the premises at
2 any time.

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City and County of San Francisco

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

Tails Resolution

File Number: 081357

Date Passed:

Resolution determining that the transfer of a Type 21 off-sale general license from 2767 Lombard Street to 2200 Mission Street (District 9), to Howard Ngo for Duc Loi Supermarket, will serve the public convenience and 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.

January 6, 2009 Board of Supervisors — ADOPTED

Ayes: 10 - Alioto-Pier, Campos, Chu, Daly, Dufty, Elsbernd, Maxwell,
McGoldrick, Mirkarimi, Peskin

File No. 081357

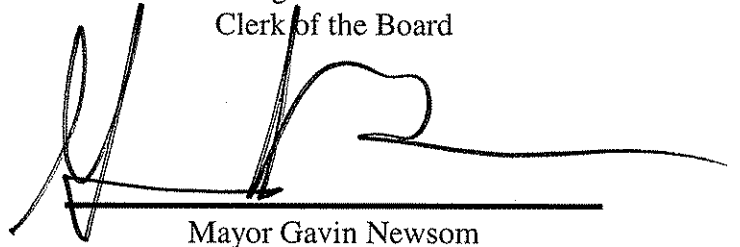
I hereby certify that the foregoing Resolution was ADOPTED on January 6, 2009 by the Board of Supervisors of the City and County of San Francisco.



Angela Calvillo
Clerk of the Board

1/16/09

Date Approved



Mayor Gavin Newsom