

1 [Liquor License - 1040 Hyde Street]

2

3 **Resolution determining that the issuance of a Type 42 on-sale beer and wine**
4 **public premises license to Timothy Lee for Liquid Gold, LLC, located at 1040**
5 **Hyde Street (District 3), will serve the public convenience or necessity of the City**
6 **and County of San Francisco in accordance with California Business and**
7 **Professions Code, Section 23958.4, and recommending that the California**
8 **Department of Alcoholic Beverage Control impose conditions on the issuance of**
9 **the license.**

10

11 WHEREAS, Timothy Lee is seeking the issuance of a Type 42 on-sale beer and
12 wine license for Liquid Gold, LLC, located at 1040 Hyde Street; and,

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

15 WHEREAS, The Police Department has filed twelve (12) protests with the
16 Department of Alcoholic Beverage Control under California Business and Professions
17 Code, Section 24013, and recommends that the Department of Alcoholic Beverage
18 Control issue the liquor license with conditions; and

19 WHEREAS, The conditions recommended by the Police Department are the
20 following: 1) Sales, service and consumption of alcoholic beverages shall be permitted
21 from 12:00 p.m. until 12:00 a.m. (midnight) Sundays thru Thursdays and from 12:00
22 p.m. until 2:00 a.m. Friday and Saturday (with the exception of the Holiday "New Years
23 eve," then the establishment may be allowed to sell and service alcoholic beverages
24 until 2:00 a.m.); 2) The sale of beer beverages for off-sale consumption is strictly
25 prohibited; 3) No noise shall be audible beyond the area under the control of the

1 licensee as defined on the ABC-257; 4) The petitioner(s) shall be responsible for
2 maintaining free of litter the area adjacent to the premises over which they have control;
3 5) Loitering (defined as “to stand idly about; linger aimlessly without lawful business”) is
4 prohibited on any sidewalks or property adjacent to the licensed premises under the
5 control of the licensee as depicted on the ABC-257; 6) Graffiti shall be removed from
6 the premises and all parking lots under the control of the licensee within 72 hours of
7 application. If the graffiti occurs on a Friday or weekend day, or on a holiday, the
8 licensee shall remove the graffiti with 72 hours following the beginning of the next week
9 day; 7) The interior lighting maintained therein shall be sufficient to make easily the
10 discernable appearance and conduct of all persons and patrons in that portion of the
11 premises where alcoholic beverages are sold, served, delivered or consumed. At no
12 time shall the occupancy of the premise exceed the established lawful limit set by the
13 San Francisco Fire Department; and 8) The exterior of the premises shall be equipped
14 with lighting of sufficient power to illuminate and make easily discernible the appearance
15 and conduct of all persons on or about the premises. Additionally, the position of such
16 lighting shall not disturb the normal privacy and use of any neighboring residences;
17 now, therefore, be it

18 RESOLVED, That in accordance with California Business and Professions Code,
19 Section 23958.4, the Board of Supervisors of the City and County of San Francisco
20 hereby determines that the issuance of a Type 42 on-sale beer and wine license to
21 Timothy Lee for Liquid Gold, LLC, located at 1040 Hyde Street, will serve the public
22 convenience or necessity of the City and County of San Francisco; and, be it

23 FURTHER RESOLVED, That the Board of Supervisors of the City and County of
24 San Francisco hereby endorses and adopts the recommendations of the Police

25

1 Department listed above, and recommends that the Department of Alcoholic Beverage
2 Control issue the license with those conditions.

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25