

File No. 220408

Committee Item No. 2

Board Item No. 31

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Comm: Public Safety & Neighborhood Services

Date: June 9, 2022

Board of Supervisors Meeting:

Date: June 28, 2022

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- Legislative Digest
- Budget and Legislative Analyst Report
- Youth Commission Report
- Introduction Form
- Department/Agency Cover Letter and/or Report
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- Grant Budget
- Subcontract Budget
- Contract/Agreement
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OTHER

- PCN Request, dtd 4/12/22
- PCN Referral, dtd 4/13/22
- Police Department Response, dtd 6/3/22
- Planning Department Response, dtd 5/23/22
- _____
- _____
- _____
- _____
- _____

Prepared by: Alisa Somera

Date: June 3, 2022

Prepared by: Jessica Perkinson

Date: June 24, 2022

1 [Liquor License - 665 Chestnut Street - THELOSTCHURCH.ORG, INC]

2

3 **Resolution determining that the issuance of a Type-64 special on-sale general**
4 **theater liquor license to THELOSTCHURCH.ORG, INC, located at 665 Chestnut**
5 **Street (District 3), will serve the public convenience or necessity of the City and**
6 **County of San Francisco, in accordance with California Business and**
7 **Professions Code, Section 23958.4; and requesting that the California Department**
8 **of Alcoholic Beverage Control impose conditions on the issuance of the license.**

9

10 WHEREAS, THELOSTCHURCH.ORG, INC. is seeking the issuance of Type-64
11 special on-sale general theater liquor license, located at 665 Chestnut Street (District 3);
12 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 zero protests and zero letters of
16 support with the Department of Alcoholic Beverage Control under California Business
17 and Professions Code, Section 24013, and recommends that the Department of
18 Alcoholic Beverage Control issue the liquor license with conditions; and

19 WHEREAS, The conditions recommended by the Police Department are the
20 following: 1) Petitioner(s) shall actively monitor the area under their control in an effort
21 to prevent the loitering of persons on any property adjacent to the licensed premises as
22 depicted on ABC-253. 2) The sale of alcoholic beverages for off-sale consumption is
23 strictly prohibited. 3) No noise shall be audible at any nearby residence; now, therefore,
24 be it

25

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 Type-64 special on-sale general theater liquor
4 license to THELOSTCHURCH.ORG, INC, located at 665 Chestnut Street (District 3),
5 will serve the public convenience or necessity of the City and County of San Francisco;
6 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 Gordon Mar
Supervisor Catherine Stefani
Supervisor Myrna Melgar

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

Date: June 3, 2022

Subject: P.C.N. Investigation Regarding: Bear TheLostChurch.Org., Inc.
DBA: TBD
665 Chestnut St.
San Francisco, CA. 94133

TheLostChurch.Org, Inc. has filed an application with the California Department of Alcoholic Beverage Control seeking a Type 64 (Special On-Sale General Theater) license to be located at 665 Chestnut St. (located between Mason St. and Taylor St.)

Hours of Operation:

6:30 p.m. to 11:00 p.m. each day of the week.

Digest:

TheLostChurch.Org Inc. would like to operate a Theater at 665 Chestnut 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 March 2021 to March 2022

6 calls for service

Police Reports:

From March 2021 to March 2022

0 police reports

San Francisco Plot Information:

This premise is located in Plot: **114**

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

This plot had 122 police reports for **2021**, which is 26 **higher** than the **Citywide “High Crime”** average

State Census Tract Information:

This premise is located in Census Tract: **104.01**

Population for this tract is: **2,214**

On-sale license authorized by census tract: **7**

Active on-sale licenses: 19 with 0 pending

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

Active off-sale licenses: 9 with 0 pending

Departmental Recommendation:

Points of consideration: 4

No opposition from **Central Station**.

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

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

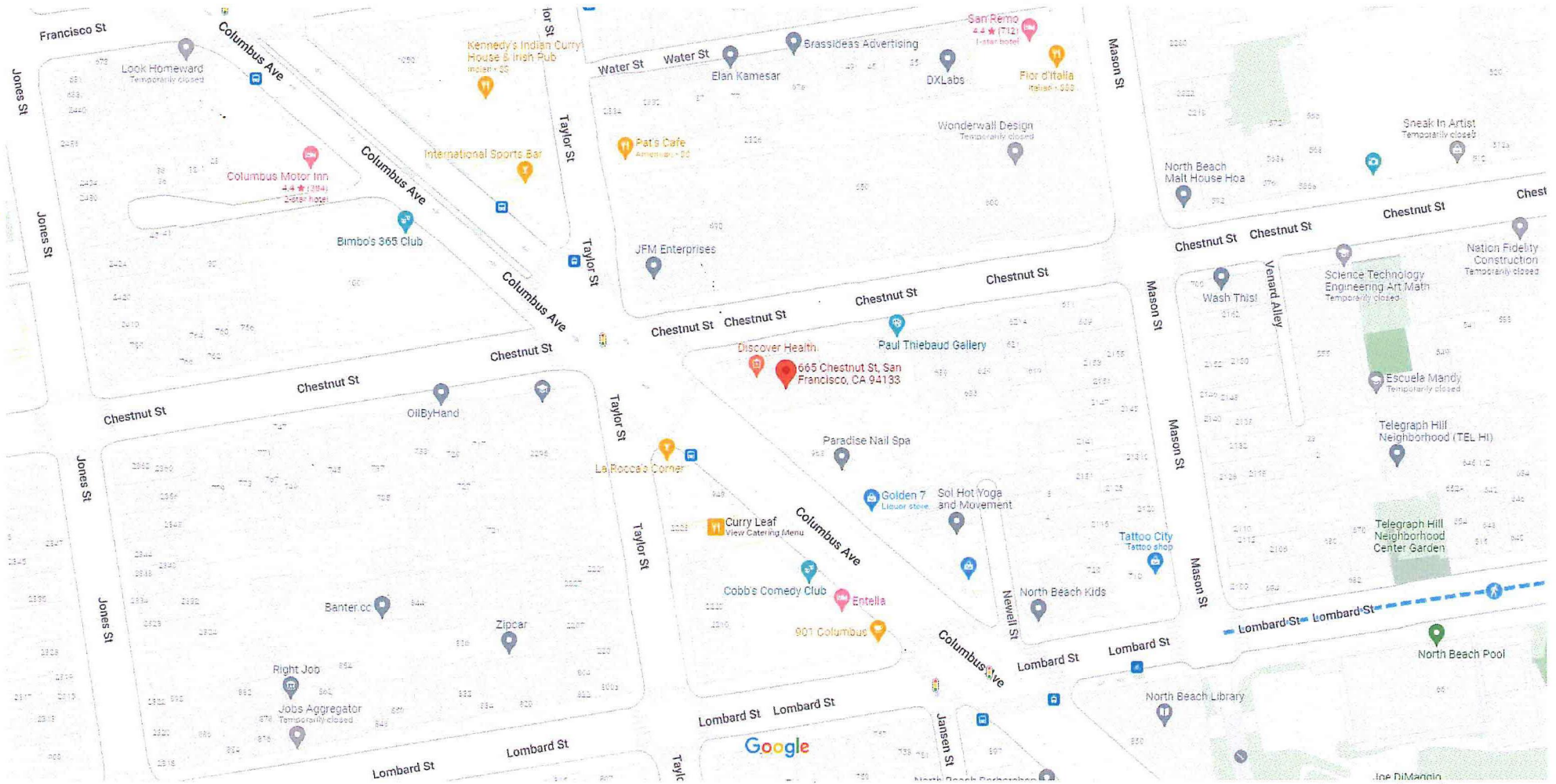
0 - Protest.

0 - Support

ALU Recommendation: **Approval with the following conditions:**

Type 64 Special On-Sale General Theater

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 ABC-253.
2. The sale of alcoholic beverages for off-sale consumption is strictly prohibited.
3. No noise shall be audible at any nearby residence.



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: Michelle Langlie
Phone No. 628.652.7410

DATE: April 13, 2022
AP Block/Lot Nos.: 065 / 048
Zoning: North Beach NCD
Quad: NE Planning Team
Record No.: 2022-003453MIS

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 June 9, 2022.

PLEASE EMAIL YOUR RESPONSE by Wednesday, June 1, 2022, to:
Alisa Somera, Public Safety and Neighborhood Services Committee Clerk.
alisa.somera@sfgov.org ~ (415) 554-7711

Applicant name: THELOSTCHURCH.ORG, INC
Business name: THELOSTCHURCH.ORG, INC
Application address: 665 Chestnut Street, San Francisco, CA 94133
Applicant contact info: Brett Cline, Executive Director
65 Capp Street, San Francisco, CA 94103
janitor@thelostchurch.org

PLANNING REVIEW: **Approval** **Denial**

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

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



05/23/2022

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
Planning Department File No. 2022-003453MIS

To Whom It May Concern:

The Planning Department is recommending approval of the attached/pending Type 64 – Special On-Sale General for Nonprofit Theater Company ABC license; this license may be issued to certain nonprofit theater companies as specified in Business and Professions Code Section 24045.7. Theater companies holding this license may sell and serve alcoholic beverages to ticketholder only before and after a bona fide theater performance of the company. Alcohol may *not* be served during performances. Change of use to General Entertainment, principally permitted in the North Beach Neighborhood Commercial District per Planning Code Section 722, approved via BPA 202111303334.

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](#)

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

State of California

BRETT CLINE

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

File Number: **636426**
 Receipt Number: **2712537**
 Geographical Code: **3800**
 Copies Mailed Date: **March 29, 2022**
 Issued Date:

(415) 425-3123

DISTRICT SERVING LOCATION: **SAN FRANCISCO** NE
 First Owner: **THELOSTCHURCH.ORG INC.** 0065/048
 Name of Business: NCD
 Location of Business: **665 CHESTNUT ST** 2022-002841MIS
SAN FRANCISCO, CA 94133-2364
 County: **SAN FRANCISCO**
 Is Premises inside city limits? **Yes** Census Tract: **0104.01**
 Mailing Address:(If different from premises address)
 Type of license(s): **64** Dropping Partner: Yes ___ No
 Transferor's license/name:

<u>License Type</u>	<u>Transaction Type</u>	<u>Master</u>	<u>Secondary LT And Count</u>		
64 - Special On-Sale General Theater	ORI	Y			
<u>License Type</u>	<u>Transaction Description</u>	<u>Fee Code</u>	<u>Dup</u>	<u>Date</u>	<u>Fee</u>
Application Fee	ADD PRIMARY LICENSE TYPE	NA	0	03/29/22	\$1,045.00
64 - Special On-Sale General The	ANNUAL FEE	P40	0	03/29/22	\$825.00
Total					\$1,870.00

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**

STATE OF CALIFORNIA County of SAN FRANCISCO Date: March 25, 2022

Applicant Name(s)

THELOSTCHURCH.ORG INC.

Recommend approval of Type 64 – Special On-Sale General for Nonprofit Theater Company ABC license; this license may be issued to certain nonprofit theater companies as specified in Business and Professions Code Section 24045.7. Theater companies holding this license may sell and serve alcoholic beverages to ticketholder only before and after a bona fide theater performance of the company. Alcohol may not be served during performances. Change of use to General Entertainment, principally permitted in the North Beach Neighborhood Commercial District per Planning Code Section 722, approved via BPA 202111303334.

Michelle M. Langlie

Michelle Langlie, Senior Planner
 SF Planning
 628.652.7410

INFORMATION AND INSTRUCTIONS -

SECTION 23958.4 B&P

- Instructions This form is to be used for all applications for original issuance or premises to premises transfer of licenses.
- Part 1 is to be completed by an ABC employee, given to applicant with pre-application package, with copy retained in holding file or applicant's district file.
 - Part 2 is to be completed by the applicant, and returned to ABC.
 - Part 3 is to be completed by the local governing body or its designated subordinate officer or body, and returned to ABC.

PART 1 - TO BE COMPLETED BY ABC

1. APPLICANT'S NAME

THELOSTCHURCH.ORG INC.

2. PREMISES ADDRESS (Street number and name, city, zip code)

665 CHESTNUT ST SAN FRANCISCO, CA 94133-2364

3. LICENSE TYPE

64

4. TYPE OF BUSINESS

- | | | | |
|---|---|--|--|
| <input type="checkbox"/> Full Service Restaurant | <input type="checkbox"/> Hofbrau/Cafeteria | <input type="checkbox"/> Cocktail Lounge | <input type="checkbox"/> Private Club |
| <input type="checkbox"/> Deli or Specialty Restaurant | <input type="checkbox"/> Comedy Club | <input type="checkbox"/> Night Club | <input type="checkbox"/> Veterans Club |
| <input type="checkbox"/> Cafe/Coffee Shop | <input type="checkbox"/> Brew Pub | <input type="checkbox"/> Tavern: Beer | <input type="checkbox"/> Fraternal Club |
| <input type="checkbox"/> Bed & Breakfast: | <input checked="" type="checkbox"/> Theater | <input type="checkbox"/> Tavern: Beer & Wine | <input type="checkbox"/> Wine Tasting Room |
| <input type="checkbox"/> Wine only <input type="checkbox"/> All | | | |
-
- | | | | |
|---|--|--|--|
| <input type="checkbox"/> Supermarket | <input type="checkbox"/> Membership Store | <input type="checkbox"/> Service Station | <input type="checkbox"/> Swap Meet/Flea Market |
| <input type="checkbox"/> Liquor Store | <input type="checkbox"/> Department Store | <input type="checkbox"/> Convenience Market | <input type="checkbox"/> Drive-in Dairy |
| <input type="checkbox"/> Drug/Variety Store | <input type="checkbox"/> Florist/Gift Shop | <input type="checkbox"/> Convenience Market w/Gasoline | |
| <input type="checkbox"/> Other - describe: | | | |

5. COUNTY POPULATION

2,214/875,010

6. TOTAL NUMBER OF LICENSES IN COUNTY

On-Sale Off-Sale

7. RATIO OF LICENSES TO POPULATION IN COUNTY

293 On-Sale Off-Sale

8. CENSUS TRACT NUMBER

104.01

9. NO. OF LICENSES ALLOWED IN CENSUS TRACT

7 On-Sale Off-Sale

10. NO. OF LICENSES EXISTING IN CENSUS TRACT

3 On-Sale Off-Sale

11. IS THE ABOVE CENSUS TRACT OVERCONCENTRATED WITH LICENSES? (i.e., does the ratio of licenses to population in the census tract exceed the ratio of licenses to population for the entire county?)

- Yes, the number of existing licenses exceeds the number allowed
- No, the number of existing licenses is lower than the number allowed

12. DOES LAW ENFORCEMENT AGENCY MAINTAIN CRIME STATISTICS?

- Yes (Go to Item #13) No (Go to Item #20)

13. CRIME REPORTING DISTRICT NUMBER

114

14. TOTAL NUMBER OF REPORTING DISTRICTS

654

15. TOTAL NUMBER OF OFFENSES IN ALL REPORTING DISTRICTS

55,022

16. AVERAGE NO. OF OFFENSES PER DISTRICT

84.13

17. 120% OF AVERAGE NUMBER OF OFFENSES

100.8

18. TOTAL NUMBER OF OFFENSES IN REPORTING DISTRICT

195

19. IS THE PREMISES LOCATED IN A HIGH CRIME REPORTING DISTRICT? (i.e., has a 20% greater number of reported crimes than the average number of reported crimes as determined from all crime reporting districts within the jurisdiction of the local law enforcement agency)

- Yes, the total number of offenses in the reporting district equals or exceeds the total number in item #17
- No, the total number of offenses in the reporting district is lower than the total number in item #17

20. CHECK THE BOX THAT APPLIES (check only one box)

- a. If "No" is checked in both item #11 and item #19, Section 23958.4 B&P does not apply to this application, and no additional information will be needed on this issue. Advise the applicant to bring this completed form to ABC when filing the application.
- b. If "Yes" is checked in either item #11 or item #19, and the applicant is applying for a non-retail license, a retail bona fide public eating place license, a retail license issued for a hotel, motel or other lodging establishment as defined in Section 25503.16(b) B&P, or a retail license issued in conjunction with a beer manufacturer's license, or winegrower's license, advise the applicant to complete Section 2 and bring the completed form to ABC when filing the application or as soon as possible thereafter.
- c. If "Yes" is checked in either item #11 or item #19, and the applicant is applying for an off-sale beer and wine license, an off-sale general license, an on-sale beer license, an on-sale beer and wine (public premises) license, or an on-sale general (public premises) license, advise the applicant to take this form to the local governing body, or its designated subordinate officer or body to have them complete Section 3. The completed form will need to be provided to ABC in order to process the application.

Governing Body/Designated Subordinate Name: Board of Supervisors

FOR DEPARTMENT USE ONLY

PREPARED BY (Name of Department Employee)

jm

Letter for Public Convenience or Necessity Determination

March 12, 2022

THELOSTCHURCH.ORG, INC

Premises:

665 Chestnut,

San Francisco, CA 94133

Mailing Address:

65 Capp St.

San Francisco, CA 94103

Brett Cline- Executive Director

415.425.3123

janitor@thelostchurch.org

This letter is a request for a PC or N determination for a new Type 64 Liquor License for THELOSTCHURCH.ORG, INC's non-profit theater at 665 Chestnut. The proposed hours of operation for this theater are 6:30pm-11:30pm 7 days a week. Their application was received by the ABC on March 29th, 2022; and the Notification poster was posted the same day in the window of the entrance to 665 Chestnut. On March 7th, 2022 Radius Services was employed for the neighborhood notification mailers, which are expected to go out on March 15th. The Lost Church's 99 seat theater at 665 Chestnut will serve up and coming artists and performers, as well as the local community; by hosting acoustic performances of magic, music, poetry, comedy and local theater. Though there are far more Artists and Performers who can use a 99 seat theater than a 499 seat theater, these are the hardest to keep alive due to the extensive permitting and overhead of running a theater; but with limited ticket sale revenue. The Type 64 Liquor License is necessary financially that the small theater may survive, and that the paying audiences might enjoy a beverage before the show, during intermission and possibly after the show; which adds to their overall experience of a night of acoustic entertainment. This letter is necessary due to the higher crime rate of North Beach, however there are numerous performance spaces in the neighboring blocks such as Cobb's Comedy Club, and Bimbo's 365 who cater to larger audiences and performers. For these reasons we are asking for a Determination of Public Convenience or Necessity be issued.

Sincerely,



Brett Cline

Executive Director

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-
- | | | | |
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FOR DEPARTMENT USE ONLY

PREPARED BY (Name of Department Employee)

jm

BOARD of SUPERVISORS



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Tel. No. (415) 554-5184
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LIQUOR LICENSE PUBLIC CONVENIENCE OR NECESSITY REFERRAL

TO: Planning Department
Attn: _____
Phone No. _____

DATE: April 13, 2022
AP Block/Lot Nos.: 065 / 048
Zoning: North Beach NCD
Quad: NE Planning Team
Record No.: _____

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

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

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Business name: THELOSTCHURCH.ORG, INC
Application address: 665 Chestnut Street, San Francisco, CA 94133
Applicant contact info: Brett Cline, Executive Director
65 Capp Street, San Francisco, CA 94103
janitor@thelostchurch.org

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.)