



City and County of San Francisco
Meeting Minutes
Neighborhood Services and Safety Committee

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

Members: David Campos, Eric Mar, Norman Yee

Clerk: Derek Evans (415) 554-7702

Thursday, April 4, 2013

10:00 AM

City Hall, Legislative Chamber, Room 250

Regular Meeting

The President appointed Supervisor Scott Wiener, in place of Supervisor David Campos, and Supervisor Eric Mar as Chair, to the Neighborhood Services and Safety Committee of April 4, 2013.

Present: 3 - Eric Mar, Norman Yee, and Scott Wiener

Excused: 1 - David Campos

MEETING CONVENED

The meeting convened at 10:17 a.m.

REGULAR AGENDA

120961 [Liquor License - 543-2nd Street]

Hearing to consider that the issuance of a Type 42 on-sale beer and wine public premises license to Dion Cheng and Rachel Cheng for Zaza Spa, located at 543-2nd Street (District 6), will serve the public convenience and necessity of the City and County of San Francisco. (Neighborhood Services and Safety Committee)

09/21/12; RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

09/28/12; REFERRED TO DEPARTMENT. Referred to the Planning Department and the Police Department for review and approval of PCN request.

10/10/12; RESPONSE RECEIVED. The Planning Department recommends approval. Permitted per Planning Code, Section 842.45.

01/17/13; RESPONSE RECEIVED. The Police Department recommends denial and a re-evaluation of business plan for community support.

02/27/13; TRANSFERRED to Neighborhood Services and Safety Committee. Transferred pursuant to File No. 130050 (M13-025), approved 2/26/13.

03/07/13; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speaker: Richard Van Koll (Police Department); presented information concerning the matter and answered questions raised throughout the hearing.

Heard in Committee. Speakers: Darcy Keller and Joseph Fong (Police Department); presented information concerning the matter and answered questions raised throughout the hearing. Rachel Cheng and Dion Cheng (Applicants); spoke in support of the hearing matter.

PREPARED IN COMMITTEE AS A RESOLUTION

Resolution determining that the issuance of a Type 42 on-sale beer and wine public premises license to Dion Cheng and Rachel Cheng for Zaza Spa, located at 543-2nd Street (District 6), 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, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Neighborhood Services and Safety Committee)

RECOMMENDED by the following vote:

Ayes: 3 - Mar, Yee, Wiener

Excused: 1 - Campos

121082 [Liquor License - 57 New Montgomery Street]

Hearing to consider that the issuance of a Type 21 off-sale general license to Mokles S. Hanna for F.M. Smokes and Wines, Inc., located at 57 New Montgomery Street (District 6), will serve the public convenience and necessity of the City and County of San Francisco. (Neighborhood Services and Safety Committee)

10/30/12; RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

11/07/12; REFERRED TO DEPARTMENT. Referred to the Planning Department and the Police Department for review and approval of PCN request.

02/27/13; TRANSFERRED to Neighborhood Services and Safety Committee. Transferred pursuant to File No. 130050 (M13-025), approved 2/26/13.

03/14/13; RESPONSE RECEIVED. The Police Department recommends approval with conditions.

03/14/13; RESPONSE RECEIVED. The Planning Department recommends approval. Permitted per Planning Code Section 218(b).

03/21/13; CONTINUED TO CALL OF THE CHAIR. Heard in Committee. Speakers: Mokles Hanna (Applicant); Inspector Rich Van Koll (Police Department); presented information concerning the matter and answered questions raised throughout the hearing. Aja Monet; Michael Nulty; Douglas Yep; spoke neither in support nor against the hearing matter.

Heard in Committee. Speakers: Darcy Keller (Police Department); presented information concerning the matter and answered questions raised throughout the hearing. Mokles Hanna (Applicant); spoke in support of the hearing matter.

PREPARED IN COMMITTEE AS A RESOLUTION

Resolution determining that the issuance of a Type 21 off-sale general license to Mokles S. Hanna for F.M. Smokes and Wines, Inc., located at 57 New Montgomery Street (District 6), 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, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Neighborhood Services and Safety Committee)

RECOMMENDED by the following vote:

Ayes: 3 - Mar, Yee, Wiener

Excused: 1 - Campos

130067 [Liquor License Transfer - 500 Laguna Street]

Hearing to consider that the transfer of a Type 21 off-sale general license from 201 Leland Avenue to 500 Laguna Street (District 5), to Krista Avery and Manuel Bargiela for O Camino, dba Nosa Ria, will serve the public convenience and necessity of the City and County of San Francisco. (Neighborhood Services and Safety Committee)

01/22/13; RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

02/06/13; RESPONSE RECEIVED. The Planning Department recommends approval. Permitted per Planning Code, Section 790.102(b), as defined as Specialty Groceries.

02/27/13; TRANSFERRED to Neighborhood Services and Safety Committee. Transferred pursuant to File No. 130050 (M13-025), approved 2/26/13.

03/27/13; RESPONSE RECEIVED. The Police Department recommends approval with conditions.

Heard in Committee. Speakers: Joseph Fong (Police Department); Jon Givner (City Attorney's Office); presented information concerning the matter and answered questions raised throughout the hearing. Krista Avery (Applicant); Conor Johnson (Board of Supervisors); spoke in support of the hearing matter.

All recommended conditions from the Police Department were endorsed except condition 11, requiring electronic surveillance.

PREPARED IN COMMITTEE AS A RESOLUTION

Resolution determining that the transfer of a Type 21 off-sale general license from 201 Leland Avenue to 500 Laguna Street (District 5), to Krista Avery and Manuel Bargiela for O Camino, dba Nosa Ria, 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, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Neighborhood Services and Safety Committee)

RECOMMENDED by the following vote:

Ayes: 3 - Mar, Yee, Wiener

Excused: 1 - Campos

130069 [Liquor License - 820-26th Street]

Hearing to consider that the issuance of Type 42 on-sale beer and wine license to Cesar Ascarrunz for Cesar's Ballroom, located at 820-26th Street (District 10), will serve the public convenience and necessity of the City and County of San Francisco. (Neighborhood Services and Safety Committee)

01/24/13; RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

01/24/13; REFERRED TO DEPARTMENT. Referred to Planning Department and Police Department for review and approval of PCN request.

01/30/13; RESPONSE RECEIVED. The Planning Department recommends approval. Permitted per Planning Code, Section 218(b).

02/27/13; TRANSFERRED to Neighborhood Services and Safety Committee. Transferred pursuant to File No. 130050 (M13-025), approved 2/26/13.

03/28/13; RESPONSE RECEIVED. The Police Department recommends approval with conditions.

Heard in Committee. Speakers: Joseph Fong and Darcy Keller (Police Department); Jon Givner (City Attorney's Office); presented information concerning the matter and answered questions raised throughout the hearing. Cesar Ascarrunz (Applicant); Michael Nolan; Andrea Bruss (Board of Supervisors); spoke in support of the hearing matter.

Supervisor Wiener moved to remove condition 9, requiring electronic surveillance. The motion FAILED by the following vote:

Ayes: 1 - Wiener

Noes: 2 - Yee, Mar

Excused: 1 - Campos

PREPARED IN COMMITTEE AS A RESOLUTION

Resolution determining that the issuance of Type 42 on-sale beer and wine license to Cesar Ascarrunz for Cesar's Ballroom, located at 820-26th Street (District 10), will serve the public convenience and necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Neighborhood Services and Safety Committee)

RECOMMENDED by the following vote:

Ayes: 3 - Mar, Yee, Wiener

Excused: 1 - Campos

130054 [Hearing - Pedestrian Safety - District 7]**Sponsor: Yee**

Hearing and presentations from the Municipal Transportation Agency, Planning Department, Transportation Authority, and Department of Public Health, on pedestrian safety in District 7; including report on number of collisions and fatal collisions, most dangerous intersection, and plans on funding to address these intersections.

01/15/13; RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

01/22/13; REFERRED TO DEPARTMENT. Referred to the Municipal Transportation Agency, Planning Department, Transportation Authority, and Department of Public Health for review and comment.

02/27/13; TRANSFERRED to Neighborhood Services and Safety Committee. Transferred pursuant to File No. 130050 (M13-025), approved 2/26/13.

Heard in Committee. Speakers: Cristina Calderon Olea (Department of Public Works); Ricardo Olea (Municipal Transportation Agency); Megan Wier, and Ana Validzic (Department of Public Health); Anna LaForte (Transportation Authority); presented information concerning the matter and answered questions raised throughout the hearing. Roger Ritter (Balboa Terrace Homes Association); Robert Gee (Miraloma Park Improvement Club); Marcus Wong; John Alex Lowell, Vice Chair (Pedestrian Safety Advisory Committee); Brigitte Churnin (Balboa Terrace Homes Association); Annie Chou (Office of Senator Leland Yee); Bill Chionsini, and Barbara Chionsini (Lakeshore Acres Improvement Club); Sharon Starr; Kate Danforth; Sonia Vaidya; Marcella dePunzio; Anyan Cheng; Sophia Li; Elizabeth Stampe (Walk San Francisco); Phyllis Deets; Karen Franklin; Jon Winston (Friends of Monterey Boulevard); presented concerns relating to the hearing matter.

Supervisor Wiener was noted absent at 11:22 a.m.

CONTINUED TO CALL OF THE CHAIR by the following vote:

Ayes: 2 - Mar, Yee
Excused: 1 - Campos
Absent: 1 - Wiener

130270 [Hearing - Pedestrian Safety Advisory Committee - Quarterly Update Presentation]**Sponsor: Breed**

Hearing to get an update on pedestrian safety issues in San Francisco and the recent efforts of the San Francisco Pedestrian Safety Advisory Committee.

03/19/13; RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.

Heard in Committee. Speakers: Zachary Marks, Chair (Pedestrian Safety Advisory Committee); presented information concerning the matter and answered questions raised throughout the hearing. John Alex Lowell, Vice Chair (Pedestrian Safety Advisory Board); Brigitte Churnin (Balboa Terrace Homes Association); presented concerns relating to the hearing matter.

CONTINUED TO CALL OF THE CHAIR by the following vote:

Ayes: 2 - Mar, Yee
Excused: 1 - Campos
Absent: 1 - Wiener

ADJOURNMENT

The meeting adjourned at 1:27 p.m.