

1 [Liquor License - 820-26<sup>th</sup> Street]

2

3 **Resolution determining that the issuance of Type 42 on-sale beer and wine**  
4 **license to Cesar Ascarrunz for Cesar's Ballroom, located at 820-26th Street**  
5 **(District 10), will serve the public convenience and necessity of the City and**  
6 **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, Cesar Ascarrunz is seeking the issuance of a Type 42 on-sale beer  
12 and wine license for Cesar's Ballroom, located at 820-26<sup>th</sup> 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 one protest with the Department of  
16 Alcoholic Beverage Control under California Business and Professions Code, Section  
17 24013, and recommends that the Department of Alcoholic Beverage Control issue the  
18 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 between the hours of 7:00 PM until 12:00 AM (midnight) Sunday through Thursday and  
22 7:00 PM until 2:00 AM Friday and Saturday; 2) The petitioner(s) shall be responsible for  
23 maintaining free of litter the area adjacent to the premises over which they have control;  
24 3) Loitering (defined as "to stand idly about, linger aimlessly without lawful business") is  
25 prohibited on any sidewalks or property adjacent to the licensed premises under the

1 control of the licensee as depicted on the ABC-257; 4) Graffiti shall be removed from  
2 the premises and all parking lots under the control of the licensee within 72 hours of  
3 application. If the graffiti occurs on a Friday or weekend day, or on a holiday, the  
4 licensee shall remove the graffiti with 72 hours following the beginning of the next  
5 weekday; 5) The exterior of the premises shall be equipped with lighting of sufficient  
6 power to illuminate and make easily discernible the appearance and conduct of all  
7 persons on or about the premises. Additionally, the position of such lighting shall not  
8 disturb the normal privacy and use of any neighboring residences; 6) No noise shall be  
9 audible beyond the area under the control of the licensee as depicted on ABC-257;  
10 7) The interior lighting maintained therein shall be sufficient to make easily discernible  
11 the appearance and conduct of all persons and patrons in that portion of the premises  
12 where alcoholic beverages are sold, served, delivered or consumed; 8) This license  
13 shall not be exchanged for an on-sale general alcohol license; 9) The petitioner shall  
14 utilize electronic surveillance and recording equipment that is able to view the outside of  
15 the premises, including all entrances and exits, and that is actively monitored and  
16 recorded. This electronic surveillance shall be utilized during operating hours. Said  
17 electronic recording shall be kept at least 30 days and shall be made available to the  
18 Department and police department upon demand; now, therefore, be it

19 RESOLVED, That in accordance with California Business and Professions Code,  
20 Section 23958.4, the Board of Supervisors of the City and County of San Francisco  
21 hereby determines that the issuance of a Type 42 on-sale beer and wine license to  
22 Cesar Ascarrunz for Cesar's Ballroom, located at 820-26th Street, will serve the public  
23 convenience or necessity of the City and County of San Francisco; and, be it

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

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