

1 [Liquor License Issuance - 969 Market Street - Vita Brevis Club]

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3 **Resolution determining that the issuance of a Type-48 on-sale general public**
4 **premises liquor license to VBC SF LLC, doing business as Vita Brevis Club,**
5 **located at 969 Market Street (District 6), will serve the public convenience or**
6 **necessity of the City and County of San Francisco, in accordance with California**
7 **Business and Professions Code, Section 23958.4; and requesting that the**
8 **California Department of Alcoholic Beverage Control impose conditions on the**
9 **issuance of the license.**

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11 WHEREAS, VBC SF LLC, is seeking the issuance of a Type-48 on-sale general
12 public premises liquor license to do business as Vita Brevis Club, located at 969 Market
13 Street (District 6); and

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

16 WHEREAS, The Police Department has filed zero protests and zero letters of
17 support with the Department of Alcoholic Beverage Control under California Business
18 and Professions Code, Section 24013, and recommends that the Department of
19 Alcoholic Beverage Control issue the liquor license with conditions; and

20 WHEREAS, The conditions recommended by the Police Department are the
21 following: 1) Petitioner(s) shall actively monitor the area under their control in an effort
22 to prevent the loitering of persons on any property adjacent to the licensed premises as
23 depicted on the ABC-253; 2) (1) Except as provided in Condition 2 below, no noise shall
24 be audible beyond the area under the control of the license; (2) Any noise caused by
25 entertainment or amplified sound that is subject to the provisions of an active

1 Entertainment Permit issued by the San Francisco Entertainment Commission shall be
2 authorized in accordance with the limits established by that Entertainment Permit,
3 including any limitation on hours during which entertainment or amplified sound is
4 permitted. A violation of the entertainment or amplified sound noise conditions of the
5 Entertainment Permit, as determined by the San Francisco Entertainment Commission
6 (or any successor agency), shall be deemed to be a violation of this Condition. Any
7 noise that is not subject to, or is beyond the scope of, the Entertainment Permit shall be
8 subject to Condition 1 above. "Entertainment Permit" means any of the following: a Just
9 Add Music permit, a Limited Live Performance permit, a Place of Entertainment permit,
10 a Fixed Place Amplified Sound permit, or any similar such permit issued by the San
11 Francisco Entertainment Commission; 3) At any time the premise is providing live
12 entertainment the petitioner(s) shall have two (2) uniformed security guard(s) on the
13 premises and shall maintain order therein to prevent any activity which would interfere
14 with the quiet enjoyment of their nearby residents, or the surrounding community. The
15 uniform security guards must be licensed by the State of California Department of
16 Consumer Affairs; now, therefore, be it

17 RESOLVED, That in accordance with California Business and Professions Code,
18 Section 23958.4, the Board of Supervisors of the City and County of San Francisco
19 hereby determines that issuance of a Type-48 on-sale general public premises liquor
20 license to VBC SF LLC, doing business as Vita Brevis Club, located at 969 Market
21 Street, will serve the public convenience or necessity of the City and County of San
22 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
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1 Department listed above and recommends that the Department of Alcoholic Beverage
2 Control issue the license with those conditions.

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