

1 [Liquor License - 141 Gough Street]

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3 **Resolution determining that the issuance of a Type 21 off-sale general license to**
4 **Phitak Raxakoul for San Francisco Wine and Cheese, Inc. dba San Francisco**
5 **Wine and Cheese located at 141 Gough Street (District 5), will serve the public**
6 **convenience or necessity of the City and County of San Francisco, in accordance**
7 **with California Business and Professions Code, Section 23958.4, and**
8 **recommending that the California Department of Alcoholic Beverage Control**
9 **impose conditions on the issuance of the license.**

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11 WHEREAS, Phitak Raxakoul is seeking the issuance of a Type 21 off-sale
12 general license dba San Francisco Wine and Cheese located at 141 Gough Street
13 (District 5); 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 (0) protests with the
17 Department of Alcoholic Beverage Control under California Business and Professions
18 Code, Section 24013, and recommends that the Department of Alcoholic Beverage
19 Control issue the liquor license with conditions; and

20 WHEREAS, The conditions recommended by the Police Department are the
21 following: 1) sales of alcoholic beverages shall be permitted between the hours of 10:00
22 a.m. and 10:00 p.m. each day of the week; 2) loitering (is defined as “to stand idly
23 about; linger aimlessly without lawful business”) is prohibited on any sidewalks or
24 property adjacent to the licensed premises under control of the licensee(s) as depicted
25 on the ABC-257 dated 08/25/2015; 3) the sales, service, and consumption of powdered

1 alcohol or like non-liquid alcoholic beverage based product is prohibited; 4) there shall
2 be no cups, glasses, or similar receptacles commonly used for drinking of beverages,
3 sold, furnished, or given away at the petitioner’s premises in quantities of less than
4 twenty-four in their original multi-container package; 5) the sale of distilled spirits in
5 sizes smaller than 200 ml is strictly prohibited; 6) the sale of beer or malt beverages in
6 quantities of 16 oz., 22 oz., 32 oz., 40 oz., or similar size containers is prohibited; and 6)
7 wine shall not be sold in bottles or containers smaller than 750 ml; now, therefore, be it

8 RESOLVED, That in accordance with California Business and Professions Code,
9 Section 23958.4, the Board of Supervisors of the City and County of San Francisco
10 hereby determines for the foregoing reasons that the issuance of a Type 21 off-sale
11 general license to Phitak Raxakoul dba San Francisco Wine and Cheese located at 141
12 Gough Street (District 5), will serve the public convenience or necessity of the City and
13 County of San Francisco; and, be it

14 FURTHER RESOLVED, That the Board of Supervisors of the City and County of
15 San Francisco hereby endorses and adopts the recommendations of the Police
16 Department listed above and recommends that the Department of Alcoholic Beverage
17 Control issue the license with those conditions.

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