

File No. 150013

Committee Item No. 2

Board Item No. 21

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Public Safety & Neighborhood Services Date March 5, 2015

Board of Supervisors Meeting

Date march 17, 2015

Cmte Board

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| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Resolution |
| <input type="checkbox"/> | <input type="checkbox"/> | Ordinance |
| <input type="checkbox"/> | <input type="checkbox"/> | Legislative Digest |
| <input type="checkbox"/> | <input type="checkbox"/> | Budget and Legislative Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Legislative Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Youth Commission Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Introduction Form (for hearings) |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/> | <input type="checkbox"/> | MOU |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Information Form |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Subcontract Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Contract/Agreement |
| <input type="checkbox"/> | <input type="checkbox"/> | Form 126 – Ethics Commission |
| <input type="checkbox"/> | <input type="checkbox"/> | Award Letter |
| <input type="checkbox"/> | <input type="checkbox"/> | Application |
| <input type="checkbox"/> | <input type="checkbox"/> | Public Correspondence |

OTHER (Use back side if additional space is needed)

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| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Liquor License PCN Request |
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Completed by: Derek Evans Date 2/27/15
Completed by: Derek Evans Date 3/10/15

An asterisked item represents the cover sheet to a document that exceeds 25 pages.
The complete document can be found in the file.

1 [Liquor License Transfer - 225 Bush Street]

2
3 **Resolution determining that the transfer of a Type 21 off-sale general license from**
4 **5801 Geary Boulevard to 225 Bush Street (District 3), to Beth Aboulafia, for Target**
5 **Corporation, dba Target Express, will serve the public convenience or necessity**
6 **of the City and County of San Francisco in accordance with California Business**
7 **and 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, Beth Aboulafia is seeking the transfer of a Type 21 off-sale general
12 license from 5801 Geary Boulevard to 225 Bush Street (District 3) for Target
13 Corporation, dba Target Express; 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 7:00
22 a.m. and 11:00 p.m. daily, except from Thanksgiving Day to New Year's day, sales of
23 alcoholic beverages shall be permitted from 6:00 a.m. to 12:00 a.m. (midnight); 2) No
24 more than 5% of the square footage of the public retail space (not including the storage
25 area) of the premises will be used for the display of alcoholic beverages; 3) The sale of

1 distilled spirits in sizes smaller than 375 ml is strictly prohibited; 4) No malt beverage
2 shall be sold with an alcoholic content great than 5.7% by volume, except for
3 microbrews, craft brews, organic and specialty malt products sold under such
4 designations as stout, porter, IPA, and ESB. This condition is intended to eliminate high
5 alcohol, low-cost products that are frequently abused, but not prevent the sales of
6 specialty and craft beer products; 5) Beer, malt beverages and wine coolers in
7 containers larger than 32 oz. are strictly prohibited; 6) No beer or malt beverages shall
8 be sold in quantities of less than the manufacturer pre-packaged four packs per sale.
9 No wine-coolers or beer coolers shall be sold in less than the manufacturer pre-
10 packaged multi-unit quantities of four; 7) No wine shall be sold with an alcoholic content
11 of great than 15% by volume except for "Dinner Wines" which have been aged two
12 years or more and maintained in corked bottles; and 8) Wine shall not be sold in bottles
13 or containers smaller than 750 ml, unless sold in manufacturer pre-packaged multi-unit
14 quantities; now, therefore, be it

15 RESOLVED, That in accordance with California Business and Professions Code,
16 Section 23958.4, the Board of Supervisors of the City and County of San Francisco
17 hereby determines that the transfer of a Type 21 off-sale general license from 5801
18 Geary Boulevard to 225 Bush Street (District 3) to Beth Aboulafia for Target
19 Corporation, dba Target Express, will serve the public convenience or necessity of the
20 City and County of San Francisco; and, be it

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




San Francisco Police Department
ABC Liaison Unit



Alcoholic Beverage License -
*Public Convenience and
Necessity Recommendation*

To: The San Francisco Board of Supervisors' Committee on Public Safety
and Neighborhood Services

Supervisor Eric Mar
Supervisor David Campos
Supervisor Julie Christensen

From: Lieutenant Dave Falzon, 
Officer in Charge
ABC Liaison Unit (ALU) 553-1049

Date: February 11, 2015

Subject: P.C.N. Investigation Regarding: Target Corporation,
DBA: Target Express,
225 Bush Street
Beth Aboulafia
(415) 362-1215

Ms. Beth Aboulafia on behalf of Target Corporation has filed an application with the California Department of Alcoholic Beverage Control seeking a Type 21 (Off-Sale General) License for 225 Bush Street (located between Sansome and Montgomery Streets).

Hours of Operation:

Daily 7 a.m.-11 p.m.

Digest:

Target Corp is introducing a new format to their existing presence in San Francisco. Target currently operates in the south of market at the Metreon and in the Richmond district in the old Mervyn's location. Target is now introducing its Target Express format. This is a much smaller store with a more "neighborhood" approach to consumer needs similar to that of other national chain pharmacy retailers throughout the City. If approved, this license will allow Target Express to sell off-sale Beer, Wine and Distilled Spirits.

Letters of Protest:

No Record

Letters of Support:

No Record

Police Calls for Service:

From December 2013 to December 2014

16 Homeless related, Alarm related

Police Reports:

From December 2013 to December 2014

0

San Francisco Plot Information:

This premise is located in Plot 160

A High Crime area is defined as 99 or more police reports in a plot for the year of 2013.

This plot had 285 police reports for 2013, which is 186 over the Citywide "High Crime" average.

State Census Tract Information:

This premise is located in Census Tract 117

Population for this tract is: 1783

On-sale license authorized by census tract: 6
Active on-sale licenses: 108 with 1 pending

Off-sale licenses authorized by census tract: 1
Active off-sale licenses: 18 with 1 pending

Departmental Recommendation:

Points of consideration:

No opposition from **Central Station**

Applicant premise is located in a "high crime" area.

Applicant premise is located in an "undue concentration" area.

0 - Record of protest.

0 - Record of support.

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


Conditions for Type 21 (Off Sale General):

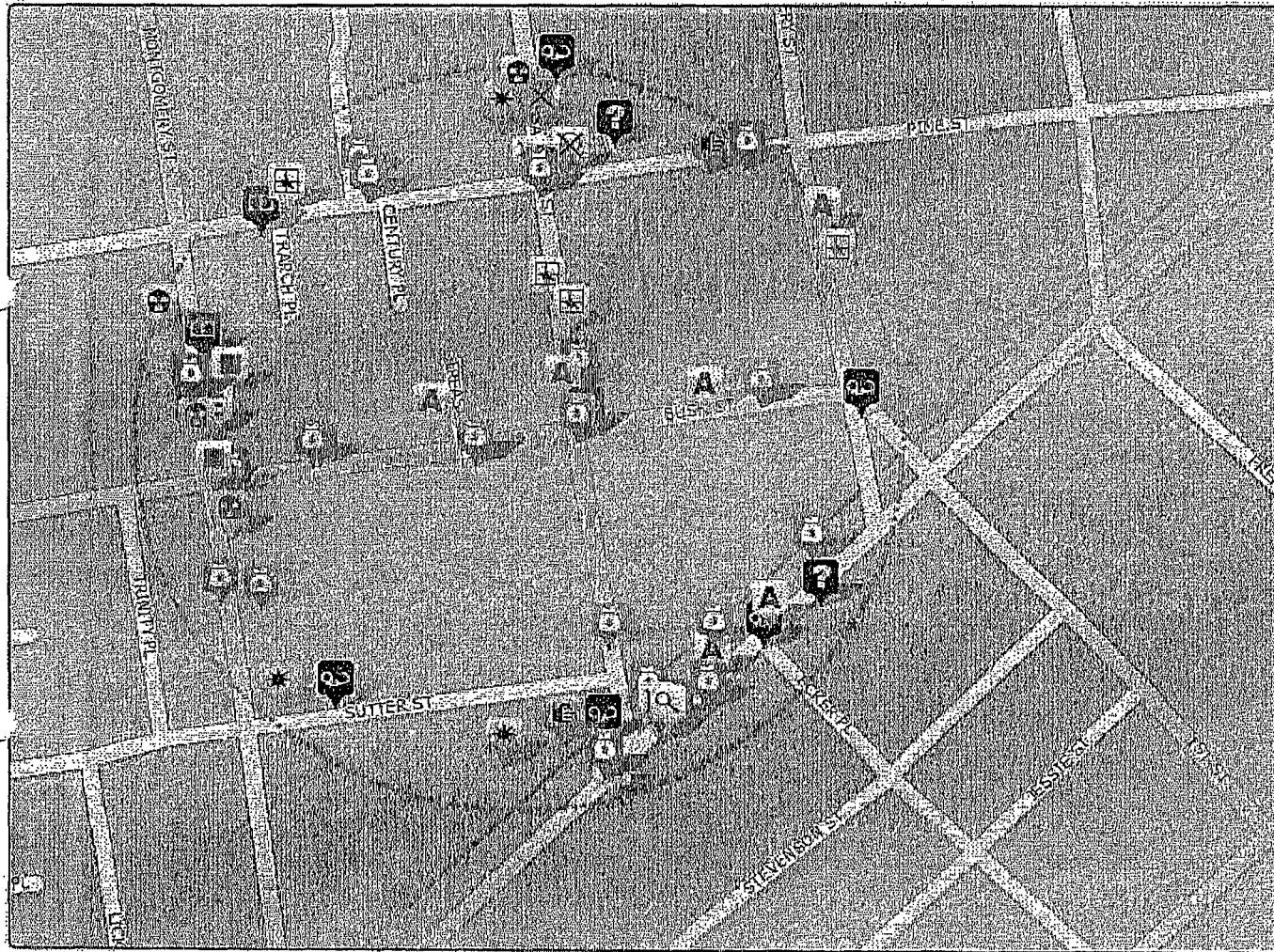
1. Sales of alcoholic beverages shall be permitted between the hours of 7:00 a.m. and 11:00 p.m. daily, except from Thanksgiving Day to New Year's day, sales of alcoholic beverages shall be permitted from 6:00 a.m. to 12:00 a.m. (midnight).
2. No more than 5% of the square footage of the public retail space (not including the storage area) of the premises will be used for the display of alcoholic beverages.
3. The sale of distilled spirits in sizes smaller than 375 ml is strictly prohibited.
4. No malt beverage shall be sold with an alcoholic content great than 5.7% by volume, except for microbrews, craft brews, organic and specialty malt products sold under such designations as stout, porter, IPA, and ESB. This condition is intended to eliminate high alcohol, low-cost products that are frequently abused, but not prevent the sales of specialty and craft beer products.
5. Beer, malt beverages and wine coolers in containers larger than 32 oz. are strictly prohibited.
6. No beer or malt beverages shall be sold in quantities of less than the manufacturer pre-packaged four (4) packs per sale. No wine-coolers or beer coolers shall be sold in less than the manufacturer pre-packaged multi-unit quantities of four (4).
7. No wine shall be sold with an alcoholic content of great than 15% by volume except for "Dinner Wines" which have been aged two years or more and maintained in corked bottles.

8. Wine shall not be sold in bottles or containers smaller than 750 ml, unless sold in manufacturer pre-packaged multi-unit quantities.

End

CrimeView Server

San Francisco Police Department 



Map Legend	
Incidents (276)	
	Larceny/Theft (79)
	Non-Criminal (38)
	Warrants (26)
	Other Offenses (19)
	Fraud (14)
	Burglary (14)
	Assault (13)
	Vandalism (12)
	Robbery (12)
	Suspicious Occurrence (12)
	Warrants (11)
	Drug/Narcotic (6)
	Vehicle Theft (4)
	Secondary Codes (3)
	Sex Offenses, Forcible (3)
	Missing Person (3)
	Trespassing (2)
	Embezzlement (2)
	Extortion (1)
	Forgery/Counterfeiting (1)
	Drunkenness (1)

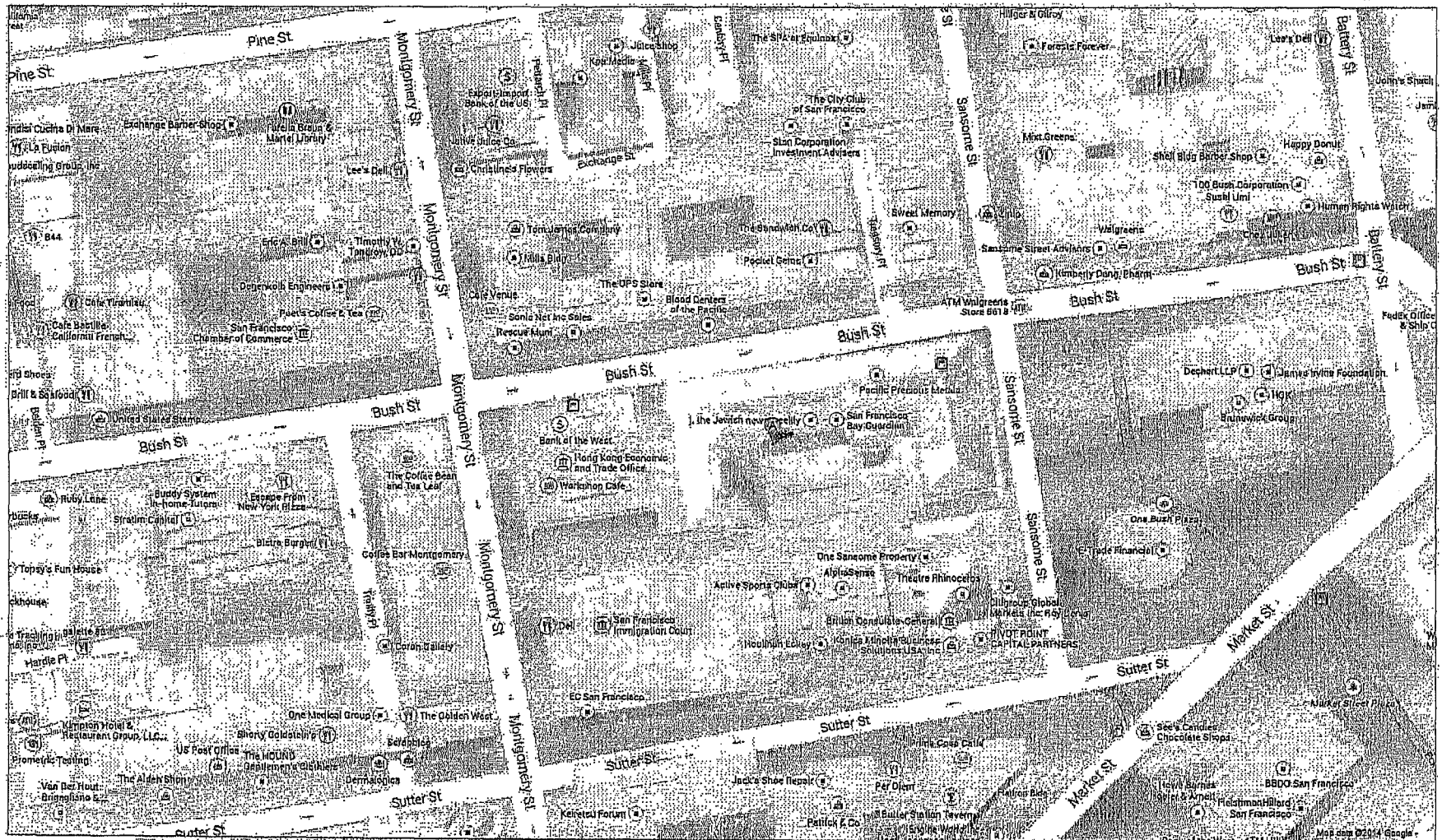


All representations on this map are distributed and transmitted "AS IS" without warranties of any kind, either expressed or implied including without limitation, warranties of title or implied warranties of merchantability or fitness for a particular purpose. In no event shall San Francisco Police Department become liable to users of these data for any loss or damages, consequential or otherwise, including but not limited to time, money, goodwill, arising from the use, operation or modification of the data. The visual presentation of data is being provided strictly as a courtesy, not as an obligation to its users.

WARNING: This map does not meet the national map accuracy standards.

CrimeView Server
Printed: 1/8/2015 2:43:57 PM

To see all the details that are visible on this screen, use the "Print" link next to the map.



879

Google

To see all the details that are visible on the screen, use the "Print" link next to the map.



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LIQUOR LICENSE REVIEW

TO: Planning Department
AnMarie Rodgers/CTYPLN/SFGOV
Georgia Powell/CTYPLN/SFGOV@SFGOV
Fax No.: 558-6409

File: 150013

Block/lot: 0237/011

TO: Police Department
Lieutenant Dave Falzon
Inspector Nelly Gordon
Fax No.: 553-1463

Zoning: C-3-0

Quad: NE

Record #2015-000154 MIS

DATE: January 5, 2015

This item is tentatively scheduled to be heard in four to six weeks.
PLEASE EMAIL YOUR RESPONSE BY: February 2, 2015, to Derek Evans,
Clerk, Neighborhood Services and Safety Committee.
Derek.Evans@sfgov.org - Fax No: 554-7714

Applicant Name: Beth Abouafia
and Business Name: Target Corporation, dba Target Express
(225 Bush Street)

Applicant Address: 260 California Street, Suite 700
San Francisco, CA 94111
and Phone No. (415) 362-1215

PLANNING COMMENTS: Approval Denial

*Type 2 ABC license is permitted in C-3-0 zoning district
per section 218 of the planning code.*

Anne [Signature] ANNE BASK 415 759 078 2/11/2015

POLICE COMMENTS: Approval Denial

LIQUOR LICENSE REVIEW

TO: Planning Department **File:** 150013
AnMarie Rodgers/CTYPLN/SFGOV
Georgia Powell/CTYPLN/SFGOV@SFGOV
Fax No.: 558-6409

TO: Police Department
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and Phone No. (415) 362-1215

PLANNING COMMENTS: Approval Denial

POLICE COMMENTS: Approval Denial

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

State of California
Anna Carolina
 RECEIVED SUPERVISOR
 BOARD OF EQUALIZATION
 PH 3:19

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

File Number: **552585**
 Receipt Number: **2269255**
 Geographical Code: **3800**
 Copies Mailed Date: **December 10, 2014**
 Issued Date:

DISTRICT SERVING LOCATION: **SAN FRANCISCO**
 First Owner: **TARGET CORPORATION**
 Name of Business: **TARGET EXPRESS T3201**
 Location of Business: **225 BUSH ST
 SAN FRANCISCO, CA 94104-4215**
 County: **SAN FRANCISCO**
 Is Premise inside city limits? **Yes** Census Tract **0117.00**
 Mailing Address: **33 S 6TH ST**
 (If different from premises address) **CC-1028 ATTN: ERIN HOSFIELD
 MINNEAPOLIS, MN 55402**

Type of license(s): **21**

Transferor's license/name: **352064 / GOLMYAN, BELLA** Dropping Partner: Yes No

License Type	Transaction Type	Fee Type	Master	Dup	Date	Fee
21 - Off-Sale General	ANNUAL FEE	NA	Y	0	12/10/14	\$582.00
21 - Off-Sale General	PREMISE TO PREMISE TRANSFER	NA	Y	0	12/10/14	\$100.00
21 - Off-Sale General	PERSON-TO-PERSON TRANSFER	NA	Y	0	12/10/14	\$1,250.00
Total						\$1,932.00

Have you ever been convicted of a felony? **Yes**
 Have you ever violated any provisions of the Alcoholic Beverage Control Act, or regulations of the Department pertaining to the Act? **No**
 Explain any "Yes" answer to the above questions on an attachment which shall be deemed part of this application.

Applicant agrees (a) that any manager employed in an on-sale licensed premises will have all the qualifications of a licensee, and (b) that he will not violate or cause or permit to be violated any of the provisions of the Alcoholic Beverage Control Act.

STATE OF CALIFORNIA County of SAN FRANCISCO Date: December 10, 2014
 Under penalty of perjury, each person whose signature appears below, certifies and says: (1) He is an applicant, or one of the applicants, or an executive officer of the applicant corporation, named in the foregoing application, duly authorized to make this application on its behalf; (2) that he has read the foregoing and knows the contents thereof and that each of the above statements therein made are true; (3) that no person other than the applicant or applicants has any direct or indirect interest in the applicant or applicant's business to be conducted under the license(s) for which this application is made; (4) that the transfer application or proposed transfer is not made to satisfy the payment of a loan or to fulfill an agreement entered into more than ninety (90) days preceding the day on which the transfer application is filed with the Department or to gain or establish a preference to or for any creditor or transferor or to defraud or injure any creditor of transferor; (5) that the transfer application may be withdrawn by either the applicant or the licensee with no resulting liability to the Department.
 Effective July 1, 2012, Revenue and Taxation Code Section 7057, authorizes the State Board of Equalization and the Franchise Tax Board to share taxpayer information with Department of Alcoholic Beverage Control. The Department may suspend, revoke, and refuse to issue a license if the licensee's name appears in the 500 largest tax delinquencies list. (Business and Professions Code Section 494.5.)

Applicant Name(s)

Applicant Signature(s)
 See 211 Signature Page

TARGET CORPORATION



January 5, 2015

Angela Calvillo
Clerk of the Board
San Francisco Board of Supervisors
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, California 94102

Re: Request for Resolution of Public Convenience or Necessity
Target Corporation, dba Target Express
225 Bush St., San Francisco 94104

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2015 JAN -5 PM 2:29

Dear Ms. Calvillo:

Target Corporation ("Target") has applied to the Department of Alcoholic Beverage Control for a Type 21 Off-Sale General license at the new Target Express store opening in the financial district this spring. Because the new store is located in a census tract that has an "undue concentration" of off-sale licenses under Section 23958.4 of the Business and Professions Code, Target is requesting a determination by the Board of Supervisors that public convenience or necessity will be served by issuance of the license.

Target has applied for a person-to-person, premises-to-premises transfer of an existing Type 21 license to its new store location at the southwest corner of Bush and Sansome Streets next to the Montgomery BART Station. The new 18,000 square-foot store will occupy the lower level of the historic 22-story office building (previously occupied by Wells Fargo) and will employ approximately 30 team members. The proposed store hours are 7am - 11pm, with extended store hours during the holiday season.

The new store will be one of the first Target Express stores in California. The new smaller-format Target Express stores offer everyday essentials in a convenient and accessible format. The San Francisco Target Express, centrally located in the heart of the financial district, will provide office workers, downtown residents and commuters, convenient access to everyday essentials. The new store will offer a selection of grocery products including produce, dairy, frozen foods, snacks and beverages, and will feature a large ready-made food area that includes sandwiches, salads, breakfast items and mid-day snacks to serve the needs of commuters and nearby office workers. The store will also offer items from Target's home, beauty and electronics departments, including selections from Target's own brands, as well as a pharmacy.

Along with its grocery and food offerings, Target would like to be able to offer customers the ability to purchase alcoholic beverages. While alcoholic beverages will be only a small component of the overall product mix, the ability to purchase alcoholic beverages along with food items is a convenience shoppers expect. Having the ability to sell alcoholic beverages will allow Target to provide its customers with the convenience of one-stop shopping. Additionally, the two San Francisco CityTargets both sell alcoholic beverages; it is a product customers expect to be able to purchase Target.

Angela Calvillo
Clerk of the Board
January 5, 2015
Page 2

For these reasons, we respectfully request that the Board of Supervisors make a finding that issuance of the Type 21 license will serve public convenience or necessity. If you have any questions about Target Express' proposed operations, please do not hesitate to call me.

Sincerely,

A handwritten signature in cursive script that reads "Beth Aboulafia".

Beth Aboulafia

