

File No. 151158 Committee Item No. 2
Board Item No. _____

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Public Safety and Neighborhood Services Date March 10, 2016

Board of Supervisors Meeting Date _____

Cmte Board

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| <input type="checkbox"/> | <input type="checkbox"/> | Motion |
| <input type="checkbox"/> | <input 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"/> | Youth Commission Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Introduction Form |
| <input type="checkbox"/> | <input 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 checked="" type="checkbox"/> | <input type="checkbox"/> | Application |
| <input type="checkbox"/> | <input type="checkbox"/> | Public Correspondence |

OTHER (Use back side if additional space is needed)

- | | | |
|-------------------------------------|--------------------------|---------------------------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <u>LL REFERRAL - 11.09.2015</u> |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <u>PLANNING RESPONSE - 11.12.2015</u> |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <u>POLICE RESPONSE - 03.03.2016</u> |
| <input type="checkbox"/> | <input type="checkbox"/> | _____ |
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Completed by: Erica Major Date March 4, 2016
Completed by: _____ Date _____



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 Aaron Peskin

From: Lieutenant Dave Falzon
Officer in Charge
ABC Liaison Unit (ALU) 837-7269

Date: March 3, 2016

Subject: P.C.N. Investigation Regarding: Nighthawk's, LLC.
DBA: Pinot's Palette
1981 Sutter Street
Eben Marsh
(415)279-8963

Eben Marsh of Nighthawk's, LLC, dba Pinot's Palette has filed an application with the California Department of Alcoholic Beverage Control seeking a -Type 42 (On-Sale Beer and Wine) License for 1981 Sutter Street (located between Fillmore and Webster Streets).

Hours of Operation:

Daily 12 p.m.-10 p.m.

Digest:

The licensee wishes to operate as an upscale paint and sip studio. If approved, this license will allow Pinot's Palette to sell On-Sale Beer and Wine at this premises.

Letters of Protest:

No Record

Letters of Support:

No Record

Police Calls for Service:

From February 2014 to February 2015

0

Police Reports:

From February 2014 to February 2015

0

San Francisco Plot Information:

This premise is located in Plot **537**

A High Crime area is defined as **98** or more police reports in a plot for the year of **2014**.

This plot had **289** police reports for **2014**, which is **191** over the Citywide “**High Crime**” average.

State Census Tract Information:

This premise is located in Census Tract **0155.00**

Population for this tract is: **3,622**

On-sale license authorized by census tract: **12**

Active on-sale licenses: **55** with **1** pending

Off-sale licenses authorized by census tract: **3**

Active off-sale licenses: **8** with **1** pending

Departmental Recommendation:

Points of consideration:

No opposition from **Northern 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 42 (On-Sale Beer and Wine)

1. Sales, service, and consumption of alcoholic beverages shall be permitted only between the hours of 12:00 p.m. and 10:00 p.m. daily.
2. No noise shall be audible beyond the area under the control of the licensee as defined on the ABC-257, dated _____.
3. The petitioner(s) shall be responsible for maintaining free of litter the area adjacent to the premises over which they have control.
4. Loitering (loitering is defined as "to stand idly about; linger aimlessly without lawful business") is prohibited on any sidewalks or property adjacent to the licensed premises under the control of the licensee.
5. Graffiti shall be removed from the premises and all parking lots under the control of the licensee within 72 hours of application. If the graffiti occurs on a Friday or weekend day, or on a holiday, the licensee shall remove the graffiti within 72 hours following the beginning of the next week day.
6. The interior lighting maintained therein shall be sufficient to make easily discernible the appearance and conduct of all persons and patrons in that portion of the premises where alcoholic beverages are sold, served, delivered or consumed.
7. The exterior of the premises shall be equipped with lighting of sufficient power to illuminate and make easily discernible the appearance and conduct of all persons on or about the premises. Additionally, the position of such lighting shall not disturb the normal privacy and use of any neighboring residences.
8. Petitioner shall not make structural changes in the premises interior without prior written approval from the Department.
9. The sale of alcoholic beverages for off-sale is strictly prohibited.

End

11/23/2015

1981 Sutter St - Google Maps



<https://www.google.com/maps/place/1981+Sutter+St,+San+Francisco,+CA+94115/@37.7857414,-122.4329043,17z/data=!4m2!3m1!1s0x808580b860dc23b0x3048949b71d739af>

1/23/2015

1983 Sutter St - Google Maps



LIQUOR LICENSE REVIEW

TO: Planning Department
AnMarie Rodgers/CTYPLN/SFGOV
Georgia Powell/CTYPLN/SFGOV@SFGOV
Fax No.: (415) 558-6409

File: 151158

TO: Police Department
Inspector Nelly Gordon
Phone: (415) 837-7273

Block/lot: 0684/040

Zoning: NCT

Quad: NW

Record # 2015-014887 MIS

DATE: November 9, 2015

This item is tentatively scheduled to be heard in four to six weeks.

PLEASE EMAIL YOUR RESPONSE BY: December 9, 2015, to Erica Major,
Public Safety and Neighborhood Services Committee Clerk.

Erica.Major@sfgov.org - Fax No: (415) 554-5163

Applicant Name: Eben R. Marsh
and Business Name: Pinot's Palette
(1981 Sutter Street)

Applicant Address: 2040 Franklin Street #1108
San Francisco, CA 94109
and Phone No. (415) 279-8963

PLANNING COMMENTS: Approval Denial

BAR IS A PERMITTED USE IN THE FILLMORE STREET NCT.
CONDITIONAL USE TO ALLOW A FORMULA RETAIL BUSINESS
(DBA "PINOT'S PALETTE") WAS GRANTED ON 9/24/15.

POLICE COMMENTS: Approval Denial

Major, Erica (BOS)

From: Major, Erica (BOS)
Sent: Monday, November 09, 2015 4:14 PM
To: Rodgers, AnMarie (CPC); Gordon, Nelly (POL); Gordon, Nelly (POL)
Cc: Falzon, Dave (POL); Powell, Georgia (CPC); Evans, Derek; Johnston, Conor (BOS); Brown, Vallie (BOS); Wong, Iris (BOS)
Subject: Liquor License Review - (BOS File No. 151158) 1981 Sutter Street
Attachments: 151158 LL Referral - 1981 Sutter Street - Pinots Palette.pdf

Greetings All,

Attached is a Public Convenience or Necessity Request for the subject liquor license. Please review and provide your response by Wednesday, December 9, 2015.

Best,

Erica Major

Assistant Committee Clerk

Board of Supervisors

1 Dr. Carlton B. Goodlett Place, City Hall, Room 244

San Francisco, CA 94102

Phone: (415) 554-4441 | Fax: (415) 554-5163

Erica.Major@sfgov.org | www.sfbos.org



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LIQUOR LICENSE REVIEW

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Georgia Powell/CTYPLN/SFGOV@SFGOV
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PLANNING COMMENTS: Approval Denial

POLICE COMMENTS: Approval Denial

Eben R Marsh

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO

2015 NOV -5 PM 2:30

2040 Franklin Street #1108 San Francisco, CA 94109 | 415.279.8963 | fillmoredistrict@pinotspalette.com *EM*

October 30, 2015

Clerk of the board

Nighthawk's LLC DBA Pinot's Palette
1981 Sutter Street
San Francisco, CA 94115
Fillmoredistrict@pinotspalette.com
415.279.8963

San Francisco Board of Supervisor
1 Dr. Carlton B Goodlett Place
San Francisco, CA 94102
Dear Clerk of the Board:

Re: PCN Request

Please note we have filed for #42 liquor license which was approved but being held in planning until a conditional Use Permit is in place which was unanimously approved on 9/24/2015.

Pinot's Palette is an upscale paint and sip studio. Our Mission is to bring art and entertainment to the masses through a fun night out. Trained instructors will guide our patrons through a step by step process to produce a painting of their choice.

We will support the local economy by providing a unique entertainment to adults in San Francisco thereby bringing folks into the neighbor whereby they can take advantage of the plethora of restaurants, pubs and entertainment venues.

Our commitment to the community is a top priority. Pinot's Palette will donate to community fund raising event throughout the year. We will also be hiring artist and other staff from the local vicinity.

Generally speaking our hours of business operation will be 10:00am to 10:00 pm. Most classes run from 7:00 pm to 10 pm in either a two or three hour segment. No alcohol will be served after 10:00 pm with a last call approximately 15 minutes prior to that. Also we expect that patrons will not loiter after those hours. We profess that our hours will not lead a late crowd that may cause disturbances in the neighborhood.

Pinot's Palette will make every effort to be a good business member in our community and neighborhood. We intend to operate in a manner that will compliment, not disrupt our surrounding neighbors.

Sincerely,



Eben R. Marsh

151158