

1 [Liquor License - 2836 Franklin Street]

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3 **Resolution determining that the issuance of a Type 21 off-sale general license to**
4 **Najib Saliba and Hanan Saliba dba Franklin Market located at 2836 Franklin Street**
5 **(District 2), will serve the public convenience or necessity of the City and County**
6 **of San Francisco, in accordance with California Business and Professions Code,**
7 **Section 23958.4, and recommending that the California Department of Alcoholic**
8 **Beverage Control impose conditions on the issuance of the license.**

9
10 WHEREAS, Najib Saliba and Hanan Saliba is seeking the issuance of a Type 21
11 off-sale general license dba Franklin Market at 2836 Franklin Street (District 2); and

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

14 WHEREAS, The Police Department has filed zero (0) protests with the
15 Department of Alcoholic Beverage Control under California Business and Professions
16 Code, Section 24013, and recommends that the Department of Alcoholic Beverage
17 Control issue the liquor license with conditions; and

18 WHEREAS, The conditions recommended by the Police Department are the
19 following: 1) sales of alcoholic beverages shall be permitted only between the hours of
20 8:00 a.m. and 2:00 a.m.; 2) loitering (is defined as "to stand idly about; linger aimlessly
21 without lawful business") is prohibited on any sidewalks or properly adjacent to the
22 licensed premises under control of the licensee(s) as depicted on the ABC-257 dated
23 02/12/2016; 3) the sale of distilled spirits in sizes smaller than 200 ml is strictly
24 prohibited; 4) not more than 15% of the square footage of the premises will be used for
25 the display of alcoholic beverages; 5) the sale of beer of malt beverage(s) with an

1 alcoholic content than 5.7% by volume is prohibited; 6) the sale of beer or malt
2 beverages in quantities of 16 oz., 22 oz., 32 oz., 40 oz., or similar size containers is
3 prohibited; 7) no beer or malt beverages shall be sold in quantities of less than
4 manufacturer pre-packaged six packs per sale with the exception of wine-coolers and
5 beer coolers which must be sold in manufacturer pre-packaged multi-unit quantities of
6 four (4) or more; 8) wine shall not be sold in bottles or containers smaller than 750 ml;
7 and 9) no noise shall be audible beyond the area under the control of the licensee(s) as
8 defined on the ABC-257 dated 02/12/2016; now, therefore, be it

9 RESOLVED, That in accordance with California Business and Professions Code,
10 Section 23958.4, the Board of Supervisors of the City and County of San Francisco
11 hereby determines for the foregoing reasons that the issuance of a Type 21 off-sale
12 general license to Najib Saliba and Hanan Saliba dba Franklin Market located at 2836
13 Franklin Street (District 2), will serve the public convenience or necessity of the City and
14 County of San Francisco; and, be it

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



City and County of San Francisco

Tails

Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 160251

Date Passed: July 26, 2016

Resolution determining that the issuance of a Type 21 off-sale general license to Najib Saliba and Hanan Saliba dba Franklin Market located at 2836 Franklin Street (District 2), will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license.

July 14, 2016 Public Safety and Neighborhood Services Committee - PREPARED IN COMMITTEE AS A RESOLUTION

July 14, 2016 Public Safety and Neighborhood Services Committee - RECOMMENDED

July 26, 2016 Board of Supervisors - ADOPTED

Ayes: 10 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Peskin, Tang, Wiener and Yee

Absent: 1 - Mar

File No. 160251

I hereby certify that the foregoing Resolution was ADOPTED on 7/26/2016 by the Board of Supervisors of the City and County of San Francisco.

Signature of Angela Calvillo
Angela Calvillo
Clerk of the Board

Signature of Mayor
Mayor

8/4/2016
Date Approved