

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 554-5227

November 29, 2017

Justin Gebb
California Department of Alcoholic Beverage Control
33 New Montgomery St., Suite 1230
San Francisco, CA 94105

Dear Mr. Gebb:

The attached is a resolution from the San Francisco Board of Supervisors making a determination of Public Convenience or Necessity, as requested by Frank Lee Jr., for Marina Theatre located at 2149 Chestnut Street. The Board of Supervisors' Public Safety and Neighborhood Services Committee conducted a public hearing on November 8, 2017, and Resolution No. 408-17 was approved by the Board of Supervisors on November 14, 2017.

The Department of Alcohol Beverage Control is receiving this correspondence in accordance with California Business and Professions Code, Section 23958.4, affirming that the San Francisco Board of Supervisors recommends the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license.

If you have any questions, please contact me at (415) 554-5184, or John Carroll at (415) 554-4445.

Sincerely,

A handwritten signature in black ink that reads "Angela Calvillo".

Angela Calvillo
Clerk of the Board

C: Dave Falzon, Police Department
Nelly Gordon, Police Department
Rose Meyer, Department of Alcoholic Beverage Control
Frank Lee, Marina Theatre



City and County of San Francisco

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

Certified Copy

Resolution

160399 [Liquor License - 2149 Chestnut Street - Marina Theatre]

Resolution determining that the issuance of a Type 40 on-sale beer license to Frank Lee Jr., for Marina Theatre, located at 2149 Chestnut 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. (Public Safety and Neighborhood Services Committee)

11/14/2017 Board of Supervisors - ADOPTED

Ayes: 11 - Breed, Cohen, Farrell, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Tang and Yee

11/22/2017 Mayor - APPROVED

STATE OF CALIFORNIA
CITY AND COUNTY OF SAN FRANCISCO

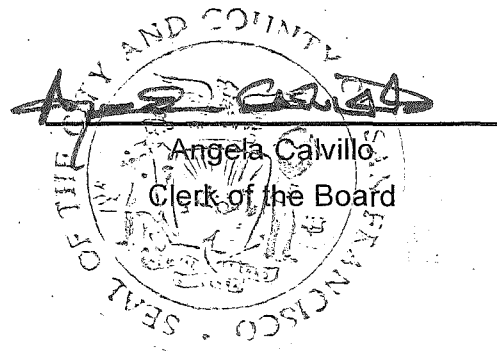
CLERK'S CERTIFICATE

I do hereby certify that the foregoing Resolution is a full, true, and correct copy of the original thereof on file in this office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City and County of San Francisco.

November 27, 2017

Date



Angela Calvillo
Clerk of the Board

1 [Liquor License - 2149 Chestnut Street - Marina Theatre]

2
3 **Resolution determining that the issuance of a Type 40 on-sale beer license to**
4 **Frank Lee Jr., for Marina Theatre, located at 2149 Chestnut Street (District 2), will**
5 **serve the public convenience or necessity of the City and County of San**
6 **Francisco in accordance with California Business and Professions Code, Section**
7 **23958.4, and recommending that the California Department of Alcoholic Beverage**
8 **Control impose conditions on the issuance of the license.**

9
10 WHEREAS, Frank Lee Jr. is seeking the issuance of a Type 40 on-sale beer
11 license for Marina Theatre, located at 2149 Chestnut Street; 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 and zero (0)
15 letters of support with the Department of Alcoholic Beverage Control under California
16 Business and Professions Code, Section 24013, and recommends that the Department
17 of Alcoholic Beverage Control issue the liquor license with conditions; and

18 WHEREAS, The conditions recommended by the Police Department are the following:
19 1) Sales, service and consumption of alcoholic beverages shall be permitted only between the
20 hours of 10:00 a.m. and 1:00 a.m. each day of the week; 2) All sales of alcoholic beverages
21 for consumption in the general spectator seating areas shall be made only from concession
22 stands, and shall not be sold, served or delivered to customers by individual ambulatory
23 vendors; 3) Points of sale of alcoholic beverages shall not be maintained within the theater
24 auditoriums; 4) Guests shall have a valid ticket to a movie showing to purchase alcoholic
25 beverage drinks for in-auditorium consumption; 5) No more than two (2) alcoholic beverages

1 shall be sold or served to any one (1) person during any transaction; 6) The sale of alcoholic
2 beverages for off-sale consumption is strictly prohibited; 7) Alcoholic beverages shall be
3 served in containers not to exceed 16 oz. which significantly differ in appearance from those
4 containers utilized for non-alcoholic beverages; 8) At all times when the premises is exercising
5 the privileges of their license, an employee of the premises shall enter and monitor the activity
6 within the theaters on a regular basis; 9) Loitering (loitering is defined as "to stand idly about;
7 linger aimlessly without lawful business)" is prohibited on any sidewalks or property adjacent
8 to the licensed premises under the 3 of 4 control of the licensee(s) as depicted on the ABC-
9 257 dated 3/28/2016; 10) The petitioner(s) shall be responsible for maintaining free of litter the
10 area adjacent to the premises over which they have control as depicted on the ABC-257
11 dated 3/28/2016; and 11) Graffiti shall be removed from the premises and all parking lots
12 under the control of the licensee within 72 hours of application; if the graffiti occurs on a Friday
13 or weekend day, or on a holiday, the licensee shall remove the graffiti within 72 hours
14 following the beginning of the next weekday; 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 issuance of a Type 40 on-sale beer license to Frank Lee Jr.
18 for Marina Theatre, located at 2149 Chestnut Street, will serve the public convenience
19 or necessity of the City and County of San Francisco; and, be it

20 FURTHER RESOLVED, That the Board of Supervisors of the City and County of
21 San Francisco hereby endorses and adopts the recommendations of the Police
22 Department listed above, and recommends that the Department of Alcoholic Beverage
23 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: 160399

Date Passed: November 14, 2017

Resolution determining that the issuance of a Type 40 on-sale beer license to Frank Lee Jr., for Marina Theatre, located at 2149 Chestnut 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.

November 08, 2017 Public Safety and Neighborhood Services Committee - PREPARED IN COMMITTEE AS A RESOLUTION


November 08, 2017 Public Safety and Neighborhood Services Committee - RECOMMENDED

November 14, 2017 Board of Supervisors - ADOPTED

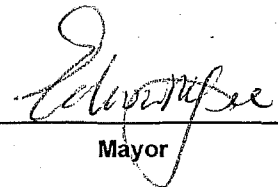
Ayes: 11 - Breed, Cohen, Farrell, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Tang and Yee

File No. 160399

I hereby certify that the foregoing
Resolution was ADOPTED on 11/14/2017
by the Board of Supervisors of the City and
County of San Francisco.



Angela Calvillo
Clerk of the Board



Mayor

11/22/2017

Date Approved