



# City and County of San Francisco

## Meeting Minutes

### Public Safety and Neighborhood Services Committee

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

*Members: Jane Kim, John Avalos, David Campos*

*Clerk: Erica Major (415) 554-4441*

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Thursday, December 8, 2016

2:30 PM

City Hall, Legislative Chamber, Room 250

#### Regular Meeting

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*President London Breed appointed Supervisor Eric Mar, in place of Supervisor David Campos, to the Public Safety and Neighborhood Services Committee for the Regular Meeting of December 8, 2016.*

**Present:** 3 - Jane Kim, John Avalos, and Eric Mar

**Excused:** 1 - David Campos

*The Public Safety and Neighborhood Services Committee met in a regular session on Thursday, December 8, 2016, with Chair Jane Kim presiding.*

## ROLL CALL AND ANNOUNCEMENTS

*Chair Kim called the meeting to order at 2:47 p.m. On the call of the roll Chair Kim, Vice Chair Avalos, and Member Mar were noted present. Supervisor Campos was noted not present. There was a quorum.*

### Supervisor Campos Excused from Attendance

**Vice Chair Avalos moved that Supervisor Campos be excused from attending the Public Safety and Neighborhood Services Committee meeting of December 8, 2016. The motion carried by the following vote:**

Ayes: 3 - Kim, Avalos, Mar

Excused: 1 - Campos

## AGENDA CHANGES

*There were no agenda changes.*

## REGULAR AGENDA

### 160818 [Liquor License Transfer - 1909 Union Street, Suite A]

Hearing to consider that the transfer of a Type 21 off-sale general alcoholic beverage control license to The Epicurean Trader, LLC, dba The Epicurean Trader, located at 1909 Union Street, Suite A (District 2), will serve the public convenience or necessity of the City and County of San Francisco. (Public Safety and Neighborhood Services Committee)

08/05/16; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

08/08/16; REFERRED TO DEPARTMENT. Referred to the Planning and Police Department for informational purposes.

09/09/16; RESPONSE RECEIVED. The Planning Department approved the PCN request noting the specialty grocery is permitted in the Union Street NCD per Planning Code Section 725.40 no more than 15% of gross floor area shall be dedicated to alcoholic beverages.

11/30/16; RESPONSE RECEIVED. The Police Department submitted their report noting recommendation is an approval with conditions.

*Heard in Committee. Speakers: Sgt. Gigi George (Police Department); Mat Pond (The Epicurean Trader); presented information and answered questions raised throughout the discussion.*

#### **PREPARED IN COMMITTEE AS A RESOLUTION**

Resolution determining that the transfer of a Type 21 off-sale general license to The Epicurean Trader, LLC, dba The Epicurean Trader, located at 1909 Union Street, Suite A (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)

**Vice Chair Avalos moved that this Resolution be RECOMMENDED AS A COMMITTEE REPORT. The motion carried by the following vote:**

Ayes: 3 - Kim, Avalos, Mar

Excused: 1 - Campos

### 160914 [Liquor License Transfer - 1150 Ocean Avenue]

Hearing to consider that the transfer of a Type 21 off-sale general alcoholic beverage control license to Whole Foods Market California, Inc., dba Whole Foods Market, located on 1150 Ocean Avenue (District 7), will serve the public convenience or necessity of the City and County of San Francisco. (Public Safety and Neighborhood Services Committee)

08/11/16; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

08/11/16; REFERRED TO DEPARTMENT. Referred to the Planning and Police Department for informational purposes.

09/15/16; RESPONSE RECEIVED. 9/15/2016 - The Planning Department submitted their approval noting the Type 21 ABC License Formula Retail Grocery Store with off-sale liquor license permitted per Case No. 2006.0887c via Motion No. 17885 subject to conditions of NSR No. I906672.

11/30/16; RESPONSE RECEIVED. The Police Department submitted their report noting recommendation is an approval with conditions.

*Heard in Committee. Speakers: Sgt. Patrick Kennedy (Police Department); Melani Johns (Strike & Techel); presented information and answered questions raised throughout the discussion.*

#### **PREPARED IN COMMITTEE AS A RESOLUTION**

Resolution determining that the transfer of a Type 21 off-sale general license to Whole Foods Market California, Inc., dba Whole Foods Market, located at 1150 Ocean Avenue (District 7), 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)

**RECOMMENDED AS COMMITTEE REPORT by the following vote:**

Ayes: 3 - Kim, Avalos, Mar

Excused: 1 - Campos

**160959 [Liquor License - 110 The Embarcadero]**

Hearing to consider that the issuance of a Type 51 Club license to The Commonwealth Club of California, dba Commonwealth Club, located at 110 The Embarcadero (District 6), will serve the public convenience or necessity of the City and County of San Francisco. (Public Safety and Neighborhood Services Committee)

09/02/16; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

09/07/16; REFERRED TO DEPARTMENT. 9/7/2016 - Referred to the Planning and Police Department for comment and recommendation.

09/15/16; RESPONSE RECEIVED. 9/15/2016 - The Planning Department submitted their approval noting the ABC Type 51 (Club License) is permitted in the C-3-O District, pursuant to Planning Code Section 204.3 as a accessory use to the assembly and office uses for the Commonwealth Club; use authorized under CPC Motion 19277 (Case No. 2011.1388).

11/30/16; RESPONSE RECEIVED. The Police Department recommended approval of the PCN request with no conditions.

*Heard in Committee. Speakers: Sgt. Gigi George (Police Department); Nicolas Leon (Commonwealth Club); presented information and answered questions raised throughout the discussion.*

**PREPARED IN COMMITTEE AS A RESOLUTION**

Resolution determining that the issuance of a Type 51 Club license to The Commonwealth Club of California, dba Commonwealth Club, located at 110 The Embarcadero (District 6), 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 issue the license. (Public Safety and Neighborhood Services Committee)

**RECOMMENDED AS COMMITTEE REPORT by the following vote:**

Ayes: 3 - Kim, Avalos, Mar

Excused: 1 - Campos

*Chair Kim was noted absent at 3:04 p.m. and for the remainder of the meeting.*

**Supervisor Kim Exused from Attendance**

**Vice Chair Avalos moved to excuse Supervisor Kim from the remainder of the Public Safety and Neighborhood Services Committee meeting of December 8, 2016. The motion carried by the following vote:**

Ayes: 2 - Avalos, Mar

Excused: 2 - Kim, Campos

**161290 [Environment Code - Bottled Water and Packaged Free Ordinance]****Sponsor: Mar**

Ordinance amending the Environment Code to modify restrictions on the sale or distribution on City property of drinking water in single service containers, to educate City departments regarding the restrictions, and making environmental findings.

11/29/16; ASSIGNED to Public Safety and Neighborhood Services Committee. President Breed waived the 30-day hold pursuant to Board Rule 3.22.

12/02/16; REFERRED TO DEPARTMENT. Referred to the Planning Department for environmental review; Recreation and Parks Department, Port Department, Public Utilities Commission, Treasurer and Tax Collector, Public Works, Planning Department, and the Department on the Environment for informational purposes.

12/02/16; RESPONSE RECEIVED. Not defined as a project under CEQA guidelines Sections 15378 and 15060(c)(2) because it does not result in a physical change in the environment.

*Heard in Committee. Speakers: John Scarpulla (Public Utilities Commission); Jack Macey (Department of the Environment); presented information and answered questions raised throughout the discussion. Paul Ledesma (Save the Bay); Eva Holman (Surf Rider Foundation); Becky Evans; Paige Kirstein (Corporate Accountability International); spoke in support of the hearing matter. Male Speaker; spoke on various concerns relating to the hearing matter.*

**Vice Chair Avalos moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 1, Line 1, by striking 'Packaged Drinking Water' after 'Environment Code - ' and replacing it with 'Bottled water and Packaged Free Ordinance'. The motion carried by the following vote:**

Ayes: 2 - Avalos, Mar

Excused: 2 - Kim, Campos

**RECOMMENDED AS AMENDED AS A COMMITTEE REPORT by the following vote:**

Ayes: 2 - Avalos, Mar

Excused: 2 - Kim, Campos

**161205 [Urging that the San Francisco Police Chief Reside in the City and County of San Francisco]****Sponsors: Yee; Mar**

Resolution urging the Police Commission and the Mayor to require the Police Chief reside within the City and County of San Francisco.

11/01/16; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

11/04/16; REFERRED TO DEPARTMENT. Referred to the Police Department, Police Commission, and the Mayor's Office for informational purposes.

*Heard in Committee. Speaker: Supervisor Norman Yee (Board of Supervisors); presented information and answered questions raised throughout the discussion.*

*Supervisor Mar requested to be added as a co-sponsor.*

**RECOMMENDED AS COMMITTEE REPORT by the following vote:**

Ayes: 2 - Avalos, Mar

Excused: 2 - Kim, Campos

## ADJOURNMENT

*There being no further business, the Public Safety and Neighborhood Services Committee adjourned at the hour of 4:07 p.m.*

*N.B. The Minutes of this meeting set forth all actions taken by the Public Safety and Neighborhood Services Committee on the matters stated, but not necessarily in the chronological sequence in which the matters were taken up.*