



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 Hillary Ronen
Supervisor Jeff Sheehy
Supervisor Sandra Lee Fewer

From: Lieutenant Dave Falzon *ALU JGM*
Officer in Charge
ABC Liaison Unit (ALU) 415-837-7287

Date: April 5, 2016

Subject: P.C.N. Investigation Regarding: The Cutting Ball Theatre
DBA: Cutting Ball Theatre
277 Taylor St
(415) 292-4700

Carissa Ibert on behalf of Cutting Ball Theatre, has filed an application with the California Department of Alcoholic Beverage Control seeking a Type 64 (Special On Sale General- theatre) License for 277 Taylor St (Located between Eddy and Ellis streets).

Hours of Operation:

10:00 am and 11:00 pm

Daily

Digest:

Cutting Ball Theatre has operated as a theatre at 277 Taylor since 2007. They would like to provide beer, wine and distilled spirits to their audience members. If approved, this license will allow Cutting Ball Theatre to sell on-sale beer, wine, and distilled spirits at this premises before a show and at their intermissions.

Letters of Protest:

0

Letters of Support:

0

Police Calls for Service:

From August 2015 to August 2016

5 Calls for service

Police Reports:

From August 2015 to August 2016: **0**

San Francisco Plot Information:

This premise is located in Plot **176**

A High Crime area is defined as **99** or more police incidents in a plot for the year of **2015**.

This plot had **327** police incidents for **2015**, which is 228 over the **Citywide "High Crime"** average.

State Census Tract Information:

This premise is located in Census Tract **125.02**

Population for this tract is: 3,821

On-sale license authorized by census tract: **13**

Active on-sale licenses: **4**

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

Active off-sale licenses: **5**

Departmental Recommendation:

Points of consideration: 3 consideration points

Tenderloin Station has no opposition

Applicant premise is located in a **“high crime”** area.

Applicant premise is **not** located in an **“undue concentration”** area.

0 - Record of protest.

0 - Record of support.

ALU Recommendation: Approval with the following conditions:

- 1 Sales, service, and consumption of alcoholic beverages shall be permitted between the hours of 10:00 a.m. to 11:00 p.m. each day of the week.
- 2 All sales and service of alcoholic beverages for consumption in the theater auditoriums shall be made only from concession stands, portable stands or bars, or fixed bars, and shall not be sold, served, or delivered to customers by individual ambulatory vendors, commonly known as “hawkers.”
- 3 Points of sale of alcoholic beverages shall not be maintained within the theater auditoriums.
- 4 Notwithstanding conditions #2 & #3, above, and only when the theater auditoriums is configured with designated seating, alcoholic beverages may be sold or served by waiters or waitresses in the general spectator seating areas under the following conditions:
 - a. Only persons occupying seats in the theater auditoriums shall be permitted to order and be served alcoholic beverages.
 - b. Orders from patrons seated in the theater auditoriums must be made to the waiter or waitress serving that area and the alcoholic beverages must be personally delivered to the patron by the waiter or waitress who took the order.
 - c. The waiter or waitress serving in the theater auditoriums shall not carry a supply of unordered alcoholic beverages.
- 5 No more than two (2) alcoholic beverages shall be sold or served to any one (1) person during any transaction.

- 6 Alcoholic beverages shall be served in containers which significantly differ in appearance from those containers utilized for non-alcoholic beverages. Containers for beer shall not exceed 16 ounces.
- 7 At all times when the premises is exercising the privileges of its license, an employee of the premises shall enter and monitor the activity within the theater auditoriums on a regular basis, but no less than once every 30 minutes.
- 8 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(s) as depicted on the ABC-257 dated 2-12-17.
- 9 Noise shall not be audible beyond the area under the control of the licensee as depicted on ABC-257 dated 2-12-17.
- 10 The sale of alcoholic beverages for consumption off the premises is strictly prohibited.

It should be noted that the applicant has agreed with the above listed recommended conditions.