

BOARD of SUPERVISORS



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## MEMORANDUM

### NEIGHBORHOOD SERVICES & SAFETY COMMITTEE

#### SAN FRANCISCO BOARD OF SUPERVISORS

TO: Supervisor David Campos, Chair  
Neighborhood Services & Safety Committee

FROM: Derek Evans, Assistant Committee Clerk

DATE: July 18, 2014

SUBJECT: **COMMITTEE REPORT, BOARD MEETING**  
Tuesday, July 22, 2014

The following file should be presented as a **COMMITTEE REPORT** at the Board meeting, Tuesday, July 22, 2014. This item was acted upon at the Neighborhood Service and Safety Committee Regular Meeting on Thursday, July 17, 2014, at 10:00 a.m., by the votes indicated.

**Item No. 3**                      **File No. 140338**

Resolution determining that the transfer of a Type 21 off-sale general license from 1541 Polk Street to 1 Jefferson Street (District 3), to John Kevlin for Garfield Beach CVS, LCC, and Longs Drug Stores California, LLC, dba CVS, 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 license.

#### RECOMMENDED AS A COMMITTEE REPORT

Vote: Supervisor David Campos - Aye  
Supervisor Eric Mar - Aye  
Supervisor Norman Yee - Aye

Cc: Board of Supervisors  
Angela Calvillo, Clerk of the Board  
Rick Caldeira, Deputy Legislative Clerk  
Jon Givner, Deputy City Attorney

FILE NO. 140338

RESOLUTION NO.

1 [Liquor License Transfer - 1 Jefferson Street]

2

3 **Resolution determining that the transfer of a Type 21 off-sale general license from**  
4 **1541 Polk Street to 1 Jefferson Street (District 3), to John Kevlin for Garfield**  
5 **Beach CVS, LCC, and Longs Drug Stores California, LLC, dba CVS, will serve the**  
6 **public convenience or necessity of the City and County of San Francisco in**  
7 **accordance with California Business and Professions Code, Section 23958.4, and**  
8 **recommending that the California Department of Alcoholic Beverage Control**  
9 **impose conditions on the license.**

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11 WHEREAS, John Kevlin is seeking the transfer of a Type 21 off-sale general  
12 license from 1541 Polk Street to 1 Jefferson Street (District 3), for Garfield Beach CVS,  
13 LCC, and Longs Drug Stores California, LLC, dba CVS; and,

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

16 WHEREAS, The Police Department has filed no protests with the Department of  
17 Alcoholic Beverage Control under the California Business and Professions Code,  
18 Section 24013, and recommends that the Department of Alcoholic Beverage Control  
19 issue the liquor license with conditions; and,

20 WHEREAS, The conditions recommended by the Police Department are the  
21 following: 1) Sales of alcoholic beverages shall be permitted only the hours of 10:00  
22 a.m. to 10:00 p.m. daily; 2) No wines shall be sold with an alcoholic content greater  
23 than 15% by volume except for "dinner wines," which have been aged two years or  
24 more; 3) Alcoholic beverages shall not be sold in bottles or containers 375 ml and

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1 under; 4) No malt alcoholic beverages shall be sold; 5) The petitioner(s) shall be  
2 responsible for maintaining free of litter the area adjacent to the premises over which  
3 they have control; 6) Loitering (defined as “to stand idly about; linger aimlessly without  
4 lawful business”) is prohibited on any sidewalks or property adjacent to the licensed  
5 premises under the control of the licensee as depicted on the applicant’s ABC-257 form;  
6 and 7) The exterior of the premises shall be equipped with lighting of sufficient power to  
7 illuminate and make easily discernible the appearance and conduct of all persons on or  
8 about the premises. Additionally, the position of such lighting shall not disturb the  
9 normal privacy and use of any neighboring residences; now, therefore, be it

10           RESOLVED, That in accordance with the California Business and Professions  
11 Code, Section 23958.4, the Board of Supervisors of the City and County of  
12 San Francisco hereby determines for the foregoing reasons that the transfer of a Type  
13 21 off-sale general license from 1541 Polk Street to 1 Jefferson Street (District 3), to  
14 John Kevlin for Garfield Beach CVS, LCC, and Longs Drug Stores California, LLC, dba  
15 CVS, will serve the public convenience or necessity of the City and County of San  
16 Francisco.