

File No. 200394

Committee Item No. 1

Board Item No. 24

## COMMITTEE/BOARD OF SUPERVISORS

### AGENDA PACKET CONTENTS LIST

Comm: Public Safety & Neighborhood Services

Date: June 11, 2020

Board of Supervisors Meeting:

Date: June 23, 2020

#### Cmte Board

- |                          |                                     |  |
|--------------------------|-------------------------------------|--|
| <input type="checkbox"/> | <input type="checkbox"/>            | Motion                                       |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Resolution                                   |
| <input type="checkbox"/> | <input type="checkbox"/>            | Ordinance                                    |
| <input type="checkbox"/> | <input type="checkbox"/>            | Legislative Digest                           |
| <input type="checkbox"/> | <input type="checkbox"/>            | Budget and Legislative Analyst Report        |
| <input type="checkbox"/> | <input type="checkbox"/>            | Youth Commission Report                      |
| <input type="checkbox"/> | <input type="checkbox"/>            | Introduction Form                            |
| <input type="checkbox"/> | <input type="checkbox"/>            | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/> | <input type="checkbox"/>            | MOU  |
| <input type="checkbox"/> | <input type="checkbox"/>            | Grant Information Form                       |
| <input type="checkbox"/> | <input type="checkbox"/>            | Grant Budget                                 |
| <input type="checkbox"/> | <input type="checkbox"/>            | Subcontract Budget                           |
| <input type="checkbox"/> | <input type="checkbox"/>            | Contract/Agreement                           |
| <input type="checkbox"/> | <input type="checkbox"/>            | Form 126 – Ethics Commission                 |
| <input type="checkbox"/> | <input type="checkbox"/>            | Award Letter                                 |
| <input type="checkbox"/> | <input type="checkbox"/>            | Application                                  |
| <input type="checkbox"/> | <input type="checkbox"/>            | Public Correspondence                        |

#### OTHER

- |                                     |                                     |   |
|-------------------------------------|-------------------------------------|---|
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <u>Police Department Response – June 3, 2020</u>  |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <u>Planning Department Response – May 4, 2020</u> |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <u>Referral – April 20, 2020</u>                  |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <u>PC or N Request Letter – April 14, 2020</u>    |

Prepared by: John Carroll

Date: June 5, 2020

Prepared by: John Carroll

Date: June 19, 2020

1 [Liquor License Transfer - 4763 Mission Street - Calabria Bros.]

2

3 **Resolution determining that the transfer of a Type-20 off-sale beer and wine**  
4 **liquor license to Michael Biagio Tufo, doing business as Calabria Bros., located at**  
5 **4763 Mission Street (District 11), will serve the public convenience or necessity of**  
6 **the City and County of San Francisco; and requesting that the California**  
7 **Department of Alcoholic Beverage Control impose conditions on the issuance of**  
8 **the license.**

9

10 WHEREAS, Michael Biagio Tufo, is seeking the transfer of a Type-20 off-sale  
11 beer and wine liquor license to do business as Calabria Bros., located at 4763 Mission  
12 Street (District 11); and

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

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

19 WHEREAS, The conditions recommended by the Police Department are the  
20 following: 1) Sales of alcoholic beverages shall be permitted only between the hours of  
21 8:00 a.m. and 10:00 p.m. each day of the week; and 2) Petitioner shall actively monitor  
22 the area under their control in an effort to prevent the loitering of persons on any  
23 property adjacent to the licensed premises as depicted on ABC-253; now, therefore, be  
24 it

25

1           RESOLVED, That in accordance with California Business and Professions Code,  
2 Section 23958.4, the Board of Supervisors of the City and County of San Francisco  
3 hereby determines that the transfer of a Type-20 off-sale beer and wine liquor license to  
4 Michael Biagio Tufo, doing business as Calabria Bros., located at 4763 Mission Street,  
5 will serve the public convenience or necessity of the City and County of San Francisco;  
6 and, be it

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

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San Francisco Police Department  
**ABC Liaison Unit**



Alcoholic Beverage License -  
*Public Convenience or  
Necessity Recommendation*

**To:** The San Francisco Board of Supervisors' Committee on Public Safety  
and Neighborhood Services

**Supervisor Rafael Mandelman**  
**Supervisor Catherine Stefani**  
**Supervisor Shamman Walton**

**From:** *DMS/H39*  
*for* Lt. Georgia Sawyer #1565  
Officer in Charge  
ALU/Permits Unit 415-553-9550

**Date:** June 3<sup>rd</sup>, 2020

**Subject:** P.C.N. Investigation Regarding: Tufo, Michael Biagio  
DBA: Calabria Bros  
4763 Mission St  
San Francisco, CA. 94112

Michael B. Tufo, on behalf of Calabria Bros, has filed an application with the California Department of Alcoholic Beverage Control seeking a Type 20 (Off-Sale Beer & Wine) license to be located at 4763 Mission St (located between Persia Ave. and Russia Ave.).

**Hours of Operation:**

Mon-Fri 8am-5pm & Sat 8am-4pm

**Digest:**

Calabria Bros would like to operate a retail store located at 4763 Mission St. If approved, this license will allow Calabria Bros to sell Off-Sale Beer & Wine.

**Letters of Protest**

0

**Letters of Support**

0

**Police Calls for Service:**

From March 2019 to March 2020

**3 calls for service**

**Police Reports:**

From March 2019 to March 2020

**1 police reports**

**San Francisco Plot Information:**

This premise is located in Plot: **893**

A High Crime area is defined as **101** or more police reports in a plot for the year of **2019**.

This plot had **21** police reports for **2019**, which is **80 Less** than the **Citywide “High Crime”** average

**State Census Tract Information:**

This premise is located in Census Tract: **260.01**

Population for this tract is: **5,863**

On-sale license authorized by census tract: **20**

Active on-sale licenses: 15 with 0 pending

Off-sale licenses authorized by census tract: **5**

Active off-sale licenses: 5 with 0 pending

**Departmental Recommendation:**

Points of consideration: **0**

No opposition from **Ingleside Station**.

Applicant premise **is** located in a “**Low Crime**” area.

Applicant premise **is** located in a “**Low Concentration**” area.

ALU Recommendation: Approval with following conditions:

Conditions for Type 20 Off Sale Beer & Wine

1. Sales of alcoholic beverages shall be permitted only between the hours of 8:00 a.m. and 10:00 p.m. each day of the week.
2. Petitioner shall actively monitor the area under their control in an effort to prevent the loitering of persons on any property adjacent to the licensed premises as depicted on ABC 253.

It Should be noted that as of 6/3/2020 I have not received the signed conditions from ABC.



SANDWICHES

CATERING



415-239-2555

FRESH - DELI

Breakfast Sandwich  
Served ALL DAY

3/17

# Google Maps 4763 Mission St





# LIQUOR LICENSE PUBLIC CONVENIENCE OR NECESSITY REFERRAL

**TO:** Planning Department  
Phone No. (415) 558-6371

**DATE:** April 20, 2020

**TO:** Police Department  
Inspector Georgia Sawyer  
Phone No. (415) 553-9550

**AP Block/Lot Nos.:** 6084/023  
**Zoning:** NCD – Ex Outer Mission / 65X  
**Quad:** SW Planning Team  
**Record No.:** \_\_\_\_\_

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Please submit your response within three weeks; the Public Safety and Neighborhood Services Committee will tentatively schedule the PC or N hearing for a regular meeting in June of 2020.

**PLEASE EMAIL YOUR RESPONSE BY:** May 8, 2020, to John Carroll, Public Safety and Neighborhood Services Committee Clerk.

[john.carroll@sfgov.org](mailto:john.carroll@sfgov.org) - Phone No: 554-4445


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**Applicant name:** Michael Biagio Tufo

**Business name:** Calabria Bros.

**Application address:** 4763 Mission Street  
San Francisco, CA 94112

**Applicant contact info:** Michael Biagio Tufo  
[mtufo5@yahoo.com](mailto:mtufo5@yahoo.com)  
415-602-8549



**PLANNING REVIEW:**     Approval     Denial

Planning Staff Contact: \_\_\_\_\_

**Please print review comments on a trailing page.**

**POLICE REVIEW:**     Approval     Denial

**Please print review comments in a trailing report.**

*M. ERIKA SEDANE,*  
*Consultant*  
*(213) 417-2346*

**TO:** Department of Alcoholic Beverage Control  
 33 NEW MONTGOMERY STREET  
 STE 1230  
 SAN FRANCISCO, CA 94105  
 (415) 356-6500

File Number: **615694**  
 Receipt Number: **2630696**  
 Geographical Code: **3800**  
 Copies Mailed Date: **March 6, 2020**  
 Issued Date:

DISTRICT SERVING LOCATION: **SAN FRANCISCO**

First Owner: **TUFO, MICHAEL BIAGIO**

Name of Business: **RECORDED**

Location of Business: **4763 MISSION ST  
 SAN FRANCISCO, CA 94112-2729**

County: **SAN FRANCISCO**

Is Premises inside city limits? **Yes**

Mailing Address:(If different from premises address)

Type of license(s): **20**

Transferor's license/name: **338788 / KU, SOON JA**

Block/Lot: **6084/023**  
 Zoning: **MCD**  
 Quadrant: **SW**  
 Record No: **2020-00253/m15**  
 Census Tract: **0260.01**

Dropping Partner: Yes  No

License Type	Transaction Type	Master	Secondary LT And Count		
20 - Off-Sale Beer And Wine	PER/PRM	Y			
License Type	Transaction Description	Fee Code	Dup	Date	Fee
Application Fee	STATE FINGERPRINTS	NA	2	03/06/20	\$78.00
Application Fee	DBL TRF: PREMISES AND PERSON	NA	0	03/06/20	\$905.00
Application Fee	FEDERAL FINGERPRINTS	NA	2	03/06/20	\$48.00
20 - Off-Sale Beer And Wine	ANNUAL FEE	NA	0	03/06/20	\$400.00
Total					\$1,431.00

Have you ever been convicted of a felony? **No**  
 Have you ever violated any provisions of the Alcoholic Beverage Control Act, or regulations of the Department pertaining to the Act? **No**

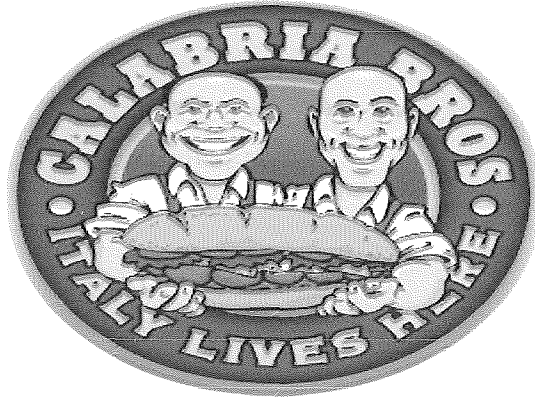
STATE OF CALIFORNIA County of SAN FRANCISCO Date: March 6, 2020

Applicant Name(s)

**TUFO, MICHAEL BIAGIO**

Recommend approval Type 21 license is permitted with a retail grocery store. EXCELSIOR OUTER MISSION STREET NEIGHBORHOOD COMMERCIAL DISTRICT per PC Section 745 Zoning District as continuation of permitted accessory use. Accessory use may not exceed 1/3 of total floor area or 500 sq. ft. whichever is more restrictive. Liquor establishments shall provide outside lighting in a manner sufficient to illuminate street and sidewalk areas and adjacent parking. Advertisements in windows and clear doors are not permitted, and no more than 25% of the square footage of the windows and clear doors of liquor establishments shall bear signage of any sort.

Cathleen Campbell  

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO

2020 APR 14 AM 10:41

BY \_\_\_\_\_

March 25, 2020

Office of the Clerk of the Board of Supervisors  
1 Dr. Carlton B. Goodlet Place  
City Hall, Room 244  
San Francisco, CA 94102

RE: Public Convenience or Necessity Determination  
Issuance or Transfer of Certain Liquor Licenses in the City and County of SF

Dear Office of the Clerk,

1) Applicant's name and contact information, including daytime phone number, & email address:

Michael B. Tufo, mobile: 415-602-8549 email: [mtufo5@yahoo.com](mailto:mtufo5@yahoo.com)

2) Name and address of applicant's business:

Calabria Bros., 4763 Mission Street, San Francisco, CA 94112

Telephone Number: 415-239-2555

email: [calabriabros@gmail.com](mailto:calabriabros@gmail.com)

3) Applicant's mailing address:

Home address, but please send all mail to the business address above:

53 Southridge Way, Daly City, CA 94014

4) License Type w/ CA Dept. of ABC & whether the license is a new issuance or transfer of an existing license:

I am applying for a Type 20 Liquor License and the transfer of an existing license.

5) Proposed Business Hours of Operation:

M-F 8am-5pm and Saturdays 8am-4pm

6) When and how the applicant filed the application for the liquor license w/ the CA Dept. of ABC:  
I filed the application through [liquorlicense.com](http://liquorlicense.com), Erika Seoane, [Erika@liquorlicense.com](mailto:Erika@liquorlicense.com) (213) 417-2346 on March 6, 2020.

7) When and how the applicant completed the noticing requirements for the liquor license pursuant to state law:

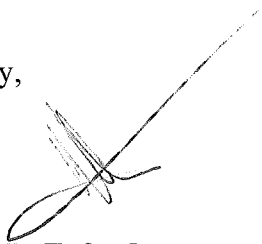
All documents are lodge with the ABC and the noticing requirement has been posted in Calabria Bros. public window since March 12, 2020.

8) Explanation for how the license will serve the public convenience or necessity in the neighborhood and city-wide.

Obtaining a liquor license would better serve the community and my business by making imported wines and spirits available to accompany our pre-existing Charcuterie Boards and Cheese Trays. Customers have been requesting to purchase wine for years to make our establishment a one-stop shop for their homes, parties or family gatherings.

I appreciate your time and attention in this process.

Sincerely,

A handwritten signature in black ink, appearing to read "Michael B. Tufo". The signature is fluid and cursive, with a long, sweeping line extending upwards and to the right.

Michael B. Tufo, Owner  
Calabria Bros.  
4763 Mission Street  
San Francisco, CA 94112  
415-239-2555  
415-602-8549 mobile

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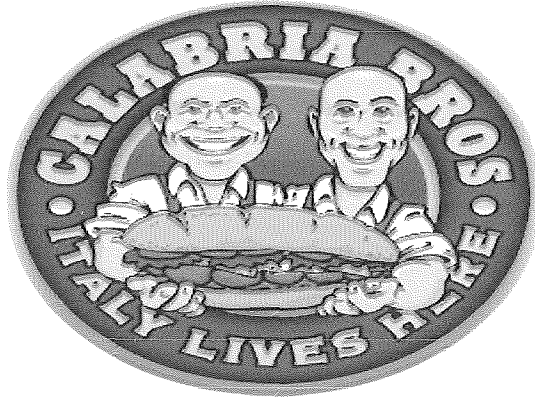
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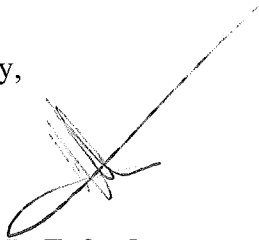
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