

BOARD of SUPERVISORS



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

MEMORANDUM

CITY OPERATIONS AND NEIGHBORHOOD SERVICES

SAN FRANCISCO BOARD OF SUPERVISORS

TO: Supervisor John Avalos, Chair
City Operations and Neighborhood Services

FROM: Gail Johnson, Committee Clerk

DATE: January 25, 2011

SUBJECT: **COMMITTEE REPORT, BOARD MEETING**
Tuesday, January 25, 2011

The following files should be presented as a **COMMITTEE REPORT** at today's Board meeting. These items were acted upon at the Committee Meeting on Monday, January 24, 2011, at 10:00 a.m., by the votes indicated.

Item No. 23 File No. 101001

Resolution determining that the issuance of a Type 75 on-sale general brew-pub liquor license to Cuong Truong for Champango, LLC, dba Unicorn Pan Asian Restaurant, located at 191 Pine Street (District 3), will serve the public convenience or necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

RECOMMENDED AS A COMMITTEE REPORT

Vote:	Avalos:	Aye
	Mar:	Aye
	Elsbernd:	Aye

Item No. 24

File No. 101211

Resolution determining that the issuance of a Type 51 beer and wine Club license to Jose Lima for Golden Gate Council of American Youth Hostels, Inc., dba Ivys Place, located at 685 Ellis Street (District 6), will serve the public convenience or necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

RECOMMENDED AS A COMMITTEE REPORT

Vote:	Avalos:	Aye
	Mar:	Aye
	Elsbernd:	Aye

Item No. 25

File No. 101538

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of \$402,596 from the University of California San Francisco to participate in a program entitled "Integrating HIV and Geriatric for People Living with HIV 50 & Older" for the period of December 1, 2010, through November 30, 2011.

RECOMMENDED AS A COMMITTEE REPORT

Vote:	Avalos:	Aye
	Mar:	Aye
	Elsbernd:	Aye

Item No. 26

File No. 101556

Resolution authorizing the San Francisco Recreation and Park Department to retroactively accept and expend a gift of \$171,753 from the San Francisco Parks Trust to support various Recreation and Park Department operations.

RECOMMENDED AS A COMMITTEE REPORT

Vote:	Avalos:	Aye
	Mar:	Aye
	Elsbernd:	Aye

cc: Angela Calvillo, Clerk of the Board
Cheryl Adams, Deputy City Attorney
Rick Caldeira, Legislative Deputy Director
Binder Copy

1 [Liquor License, 191 Pine Street]

2
3 **Resolution determining that the issuance of a Type 75 on-sale general brew-pub**
4 **liquor license to Cuong Truong for Champango, LLC, dba Unicorn Pan Asian**
5 **Restaurant, located at 191 Pine Street (District 3), will serve the public**
6 **convenience or necessity of the people of the City and County of San Francisco,**
7 **in accordance with Section 23958.4 of the California Business and Professions**
8 **Code, with conditions.**

9
10 WHEREAS, Cuong Truong is seeking the issuance of a Type 75 on-sale general
11 brew-pub liquor license for Champango, LLC, dba Unicorn Pan Asian Restaurant,
12 located at 191 Pine Street; and,

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

15 WHEREAS, The Police Department recommends that the liquor license
16 application be approved with conditions; now, therefore, be it

17 **RESOLVED, That in accordance with Section 23958.4 of the California Business**
18 **and Professions Code, the Board of Supervisors of the City and County of San**
19 **Francisco hereby determines for the foregoing reasons that the issuance of a Type 75**
20 **on-sale general brew-pub liquor license at 191 Pine Street, to Cuong Truong for**
21 **Champango, LLC, dba Unicorn Pan Asian Restaurant, will serve the public convenience**
22 **and necessity of the people of the City and County of San Francisco.**

23 **Conditions: (1) Sales, service and consumption of alcoholic beverages shall be**
24 **permitted only between the hours of 11:00 am to 1:00 am. (2) The premises shall be**
25 **maintained as a bona fide food restaurant and shall provide a menu containing an**

1 assortment of foods normally offered at such restaurants. The petitioner acknowledges
2 receipt of, understanding and shall comply with 23038 B&P. (3) The monthly gross
3 sales of alcoholic beverages shall not exceed the gross sales of food during the same
4 period. The licensee shall at all times maintain records which reflect separately the
5 gross sales of food and the gross sale of alcoholic beverages of the licensed business.
6 Said records shall be kept no less frequently than on a quarterly basis and shall be
7 made available to the Department on demand. (4) Full and complete meals must be
8 served whenever the privileges of the license are being exercised. (5) The sale of
9 alcoholic beverages for off-sale consumption is strictly prohibited. (6) Noise ("noise is
10 defined as any raucous sound that is produced in such a manner or to such a degree as
11 to disturb the peace, quiet, and comfort of persons in the neighborhood") shall not be
12 audible beyond the area under the control of the licensee as depicted on ABC-257. (7)
13 No person under the age of twenty-one (21) shall sell, furnish, or deliver alcoholic
14 beverages. (8) Loitering (loitering is defined as "to stand idly about; linger aimlessly
15 without lawful business") is prohibited on any sidewalks or property adjacent to the
16 licensed premises under the control of the licensee as depicted on the ABC-257. (9)
17 The petitioner(s) shall be responsible for maintaining free of litter the area adjacent to
18 the premises over which they have control. (10) Graffiti shall be removed from the
19 premises and all parking lots under the control of the licensee within 72 hours of
20 application. If the graffiti occurs on a Friday, a weekend day, or on a holiday, the
21 licensee shall remove the graffiti within 72 hours following the beginning of the next
22 weekday. (11) The petitioner shall utilize electronic surveillance and recording
23 equipment that is able to view inside and outside the premises and that is actively
24 maintained and recorded. This electronic surveillance shall be in place during operating
25 hours. Said electronic recording shall be kept up to (72) hours and shall be made

1 available to the Department or Police Department upon demand. (12) Petitioner(s)
2 shall make no changes in the premises interior without prior written approval from the
3 Department.

LIQUOR LICENSE "PCN" REQUEST

To apply for a "public convenience and necessity" resolution from the San Francisco Board of Supervisors you must provide the following information by letter.

YOU MUST FIRST APPLY FOR A LICENSE WITH THE DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL

AFTER you have applied with the Department of Alcoholic Beverage Control, address a letter to:

File 10/001

June 29, 2010

Clerk of The Board
San Francisco Board of Supervisors
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, Ca. 94102

Cuong Truong
Champango LLC dba Unicorn Pan-Asian Restaurant
191 Pine St.
San Francisco Ca. 94111
ABC-75 Original
Hours of intended operation: 11am- 1am Every day of the week

To Whom It May Concern:

We, at Champango LLC, are asking permission to add distilled spirits sales and small scale brewing of malt extract to an existing license-41 to an existing restaurant at the above location.

The type of environment we offer to our customers is that of a very clean, friendly and accommodating restaurant, one that is welcoming to the Financial District and tourist patrons. The sale of distilled spirits and fine malt extract beers is an integral part of our operation and it will be a necessary and crucial element in the success of our business to upgrade our facilities as well as being a convenience to our patrons. We feel that our establishment is an asset to the City of San Francisco, to the hearth of the Financial District and to the tourist industry.

Brewing small scale of malt extract beer and to complement dinner with distilled spirits is essential to our concept and a necessity and convenience for our patrons.

If any questions or more information needed please feel free to contact us.

Sincerely,

Champango LLC

415-982-9828
510-684-5955

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2010 JUL 14 PM 3:16
BY

INFORMATION AND INSTRUCTIONS -

SECTION 23958.4 B&P

Instructions This form is to be used for all applications for original issuance or premises to premises transfer of licenses.

- Part 1 is to be completed by an ABC employee, given to applicant with pre-application package, with copy retained in holding file or applicant's district file.
- Part 2 is to be completed by the applicant, and returned to ABC.
- Part 3 is to be completed by the local governing body or its designated subordinate officer or body, and returned to ABC.

PART 1 - TO BE COMPLETED BY ABC

1. APPLICANT'S NAME CHAMPANGO LLC		
2. PREMISES ADDRESS (Street number and name, city, zip code) 91 PINE ST. SAN FRANCISCO, CA 94111-5527		3. LICENSE TYPE 75
4. TYPE OF BUSINESS		
<input type="checkbox"/> Full Service Restaurant	<input type="checkbox"/> Hofbrau/Cafeteria	<input type="checkbox"/> Cocktail Lounge
<input type="checkbox"/> Deli or Specialty Restaurant	<input type="checkbox"/> Comedy Club	<input type="checkbox"/> Night Club
<input type="checkbox"/> Cafe/Coffee Shop	<input type="checkbox"/> Brew Pub	<input type="checkbox"/> Tavern: Beer
<input type="checkbox"/> Bed & Breakfast	<input type="checkbox"/> Theater	<input type="checkbox"/> Tavern: Beer & Wine
<input type="checkbox"/> Wine only	<input type="checkbox"/> All	<input type="checkbox"/> Private Club
<input type="checkbox"/> Supermarket	<input type="checkbox"/> Membership Store	<input type="checkbox"/> Service Station
<input type="checkbox"/> Liquor Store	<input type="checkbox"/> Department Store	<input type="checkbox"/> Convenience Market
<input type="checkbox"/> Drug/Variety Store	<input type="checkbox"/> Florist/Gift Shop	<input type="checkbox"/> Convenience Market w/Gasoline
<input type="checkbox"/> Other - describe:		<input type="checkbox"/> Swap Meet/Flea Market
<input type="checkbox"/> Drive-in Dairy		
5. COUNTY POPULATION 1747	6. TOTAL NUMBER OF LICENSES IN COUNTY <input type="checkbox"/> On-Sale <input type="checkbox"/> Off-Sale	7. RATIO OF LICENSES TO POPULATION IN COUNTY <input type="checkbox"/> On-Sale <input type="checkbox"/> Off-Sale
8. CENSUS TRACT NUMBER 0117	9. NO. OF LICENSES ALLOWED IN CENSUS TRACT 6 <input checked="" type="checkbox"/> On-Sale <input type="checkbox"/> Off-Sale	10. NO. OF LICENSES EXISTING IN CENSUS TRACT 93+2 <input checked="" type="checkbox"/> On-Sale <input type="checkbox"/> Off-Sale
11. IS THE ABOVE CENSUS TRACT OVERCONCENTRATED WITH LICENSES? (i.e., does the ratio of licenses to population in the census tract exceed the ratio of licenses to population for the entire county?) <input checked="" type="checkbox"/> Yes, the number of existing licenses exceeds the number allowed <input type="checkbox"/> No, the number of existing licenses is lower than the number allowed 3x PUB		
12. DOES LAW ENFORCEMENT AGENCY MAINTAIN CRIME STATISTICS? <input checked="" type="checkbox"/> Yes (Go to Item #13) <input type="checkbox"/> No (Go to Item #20)		
13. CRIME REPORTING DISTRICT NUMBER 162	14. TOTAL NUMBER OF REPORTING DISTRICTS 654	15. TOTAL NUMBER OF OFFENSES IN ALL REPORTING DISTRICTS 120,367
16. AVERAGE NO. OF OFFENSES PER DISTRICT 184	17. 120% OF AVERAGE NUMBER OF OFFENSES 221	18. TOTAL NUMBER OF OFFENSES IN REPORTING DISTRICT 169
19. IS THE PREMISES LOCATED IN A HIGH CRIME REPORTING DISTRICT? (i.e., has a 20% greater number of reported crimes than the average number of reported crimes as determined from all crime reporting districts within the jurisdiction of the local law enforcement agency) <input type="checkbox"/> Yes, the total number of offenses in the reporting district equals or exceeds the total number in item #17. <input checked="" type="checkbox"/> No, the total number of offenses in the reporting district is lower than the total number in item #17.		
20. CHECK THE BOX THAT APPLIES (check only one box)		
<input type="checkbox"/> a. If "No" is checked in both item #11 and item #19, Section 23958.4 B&P does not apply to this application, and no additional information will be needed on this issue. Advise the applicant to bring this completed form to ABC when filing the application.		
<input type="checkbox"/> b. If "Yes" is checked in either item #11 or item #19, and the applicant is applying for a non-retail license, a retail bona fide public eating place license, a retail license issued for a hotel, motel or other lodging establishment as defined in Section 25503.16(b) B&P, or a retail license issued in conjunction with a beer manufacturer's license, or winegrower's license, advise the applicant to complete Section 2 and bring the completed form to ABC when filing the application or as soon as possible thereafter.		
<input checked="" type="checkbox"/> c. If "Yes" is checked in either item #11 or item #19, and the applicant is applying for an off-sale beer and wine license, an off-sale general license, an on-sale beer license, an on-sale beer and wine (public premises) license, or an on-sale general (public premises) license, advise the applicant to take this form to the local governing body, or its designated subordinate officer or body to have them complete Section 3. The completed form will need to be provided to ABC in order to process the application.		

Governing Body/Designated Subordinate Name:

SF Board of Supervisors

FOR DEPARTMENT USE ONLY

PREPARED BY (Name of Department Employee)

PART 2 - TO BE COMPLETED BY THE APPLICANT (If box #20b is checked)

21. Based on the information on the reverse, the Department may approve your application if you can show that public convenience or necessity would be served by the issuance of the license. Please describe below the reasons why issuance of another license is justified in this area. You may attach a separate sheet or additional documentation, if desired. Do *not* proceed to Part 3.

22. APPLICANT SIGNATURE

23. DATE SIGNED

06-21-2010

PART 3 - TO BE COMPLETED BY LOCAL OFFICIALS (If box #20c is checked)

The applicant named on the reverse is applying for a license to sell alcoholic beverages at a premises where undue concentration exists (i.e., an over-concentration of licenses and/or a higher than average crime rate as defined in Section 23958.4 of the Business and Professions Code). Sections 23958 and 23958.4 of the Business and Professions Code requires the Department to deny the application unless the local governing body of the area in which the applicant premises are located, or its designated subordinate officer or body, determines within 90 days of notification of a completed application that public convenience or necessity would be served by the issuance. Please complete items #24 to #30 below and certify or affix an official seal, or attach a copy of the Council or Board resolution or a signed letter on official letterhead stating whether or not the issuance of the applied for license would serve as a public convenience or necessity.

24. WILL PUBLIC CONVENIENCE OR NECESSITY BE SERVED BY ISSUANCE OF THIS ALCOHOLIC BEVERAGE LICENSE?

☐ Yes

☐ No

☐ See Attached (i.e., letter, resolution, etc.)

25. ADDITIONAL COMMENTS, IF DESIRED (may include reasons for approval or denial of public convenience or necessity):

26. CITY/COUNTY OFFICIAL NAME

27. CITY/COUNTY OFFICIAL TITLE

28. CITY/COUNTY OFFICIAL PHONE NUMBER

29. CITY/COUNTY OFFICIAL SIGNATURE

30. DATE SIGNED

Oct-19-2010 02:28pm From-

T-243 P.001/005 F-448

LIQUOR LICENSE REVIEW

TO: Planning Department
AnMarie Rodgers/CTYPLN/SFGOV
Georgia Powell/CTYPLN/SFGOV@SFGOV
Fax No: 558-6409

File: 101001

Block/Lot: 0266/008
Zoning: C-3-0
Quad: NE
TrkB # 1001140

TO: Inspector Dave Falzon
Police Department
Fax No: 970-3088

DATE: August 5, 2010

This item is scheduled to be heard at a meeting on September 13, 2010.
PLEASE E-MAIL OR FAX YOUR RESPONSE BY: September 3, 2010 to Victor
Young, Clerk of City Operations and Neighborhood Services Committee.
Fax No: 554-7714 / victor.young@sfgov.org

Applicant Name: Cuong Truong
and Business Name: Champango LLC, dba Unicorn Pan Asian Restaurant
Applicant Address: 191 Pine Street
and Phone No.

PLANNING COMMENTS: ☒ Approval ☐ Denial

permitted per Planning Code
Section 218(b)

[Signature]
Rick Crawford 10/19/10

POLICE COMMENTS: ☐ Approval ☐ Denial




San Francisco Police Department
ABC Liaison Unit

Alcoholic Beverage License

To: The San Francisco Board of Supervisors' Committee on City Operations
& Neighborhood Services

Supervisor Carmen Chu
Supervisor John Avalos

From: Inspector Dave Falzon 
Officer in Charge
ABC Liaison Unit (ALU) 553-1049

Date: January 7, 2011

Subject: P.C.N. Investigation Regarding: Mr. Kiet Troung
Champango LLC, dba
Unicorn Pan Asian Restaurant
191 Pine Street

Mr. Kiet Troung on behalf of Unicorn Pan Asian Restaurant has filed an application with the California Department of Alcoholic Beverage Control seeking a Type 75 (On-Sale General Brew Pub) license for 191 Pine Street (located between Pine Street and California Street).

Proposed Hours of Operation:

Daily 11:00 a.m. – 1:00 a.m.

Digest:

This is an existing restaurant that is applying for a Type 75 ABC license, On-sale General Brew Pub. If approved this premises will be allowed the manufacturing of beer and the sale, service, and consumption of beer, wine and distilled spirits. This license requires food service and those under the age of 21 are allowed in the premises.

Letters of Protest:

No Record

Letters of Support:

No record

Police Calls for Service:

From September 3, 2010 to December 3, 2010

No Record

Police Reports:

From December 3, 2009 to December 3, 2010

No Record

San Francisco Plot Information:

This premise is located in Plot 162

654 Police Reports were recorded for this plot in 2009

This plot is 433 Police Report(s) over the citywide average (plus 20%) of 221 Police Reports.

State Census Tract Information:

This premise is located in Census Tract 0117

Population for this tract is: 1747

On-sale license authorized by census tract: 6
Active on-sale licenses: 81 with 2 pending

Off-sale licenses authorized by census tract: 9
Active off-sale licenses: 22 with 0 pending

Departmental Recommendation:

Points of consideration:

Approval recommendation forwarded by Central Station

Applicant premise is located in a "high crime" area.

Applicant premise is located in an "undue concentration" area.

No Record of protest.

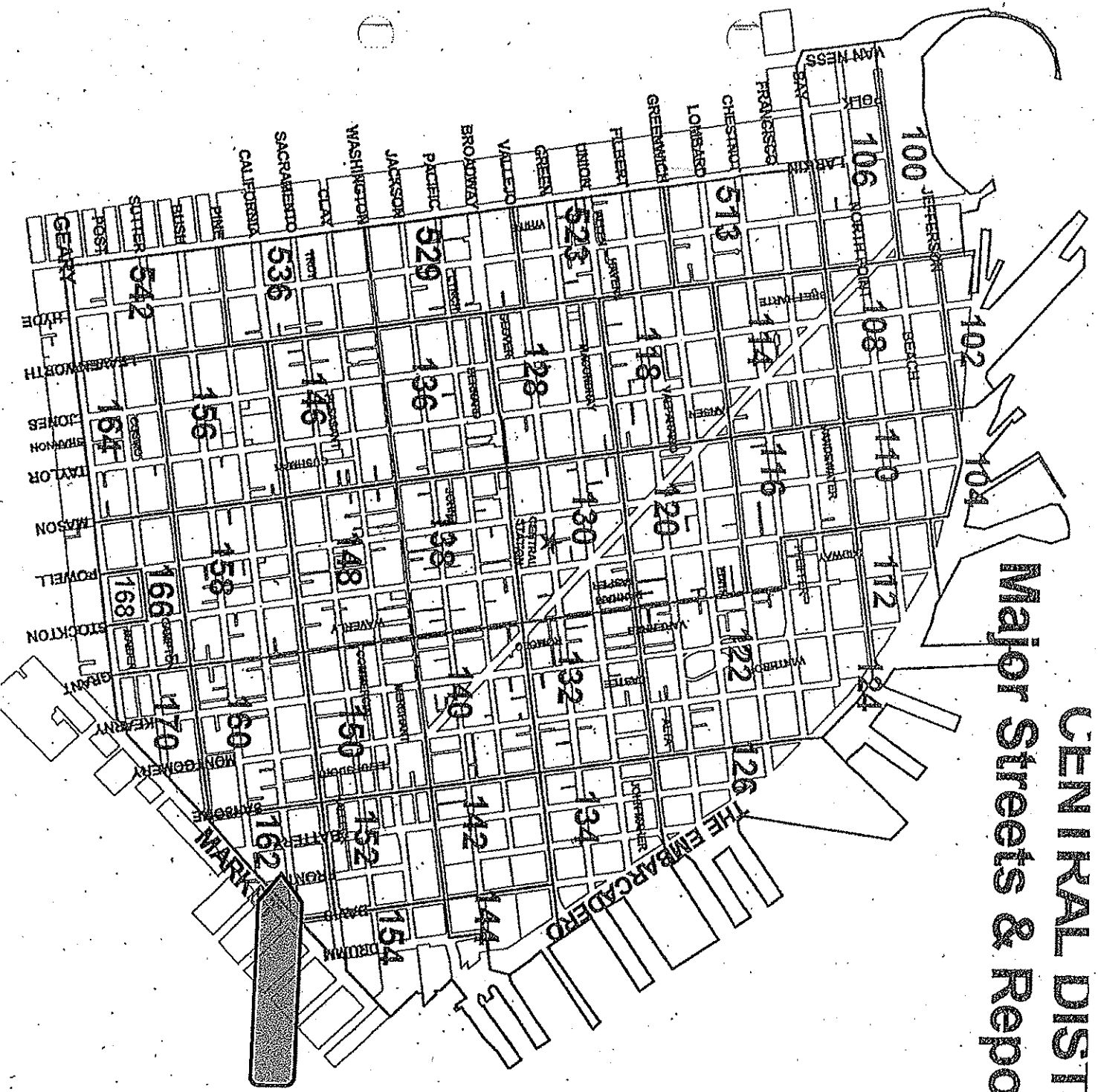
No Record letters of support.

Recommendation: Approval with Conditions

1. Sales, service and consumption of alcoholic beverages shall be permitted only between the hours of 11:00 am to 1:00 am.
2. The premises shall be maintained as a bona fide food restaurant and shall provide a menu containing an assortment of foods normally offered at such restaurants. The petitioner acknowledges receipt of, understanding and shall comply with 23038 B&P.
3. The monthly gross sales of alcoholic beverages shall not exceed the gross sales of food during the same period. The licensee shall at all times maintain records which reflect separately the gross sales of food and the gross sale of alcoholic beverages of the licensed business. Said records shall be kept no less frequently than on a quarterly basis and shall be made available to the Department on demand.
4. Full and complete meals must be served whenever the privileges of the license are being exercised.
5. The sale of alcoholic beverages for off-sale consumption is strictly prohibited.
6. Noise ("noise is defined as any raucous sound that is produced in such a manner or to such a degree as to disturb the peace, quiet, and comfort of persons in the neighborhood") shall not be audible beyond the area under the control of the licensee as depicted on ABC-257.
7. No person under the age of twenty-one (21) shall sell, furnish, or deliver alcoholic beverages.
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 as depicted on the ABC-257.
9. The petitioner(s) shall be responsible for maintaining free of litter the area adjacent to the premises over which they have control.
10. Graffiti shall be removed from the premises and all parking lots under the control of the licensee within 72 hours of application. If the graffiti occurs on a Friday, a weekend day, or on a holiday, the licensee shall remove the graffiti with 72 hours following the beginning of the next weekday.
11. The petitioner shall utilized electronic surveillance and recording equipment that is able to view inside and outside the premises and that is actively maintained and recorded. This electronic surveillance shall be in place during operating hours. Said electronic recording shall be kept up to (72) hours and shall be made available to the Department or Police Department upon demand.
12. Petitioner(s) shall make no changes in the premises interior without prior written approval from the Department.

end.

CENTRAL DISTRICT Major Streets & Reporting Plots

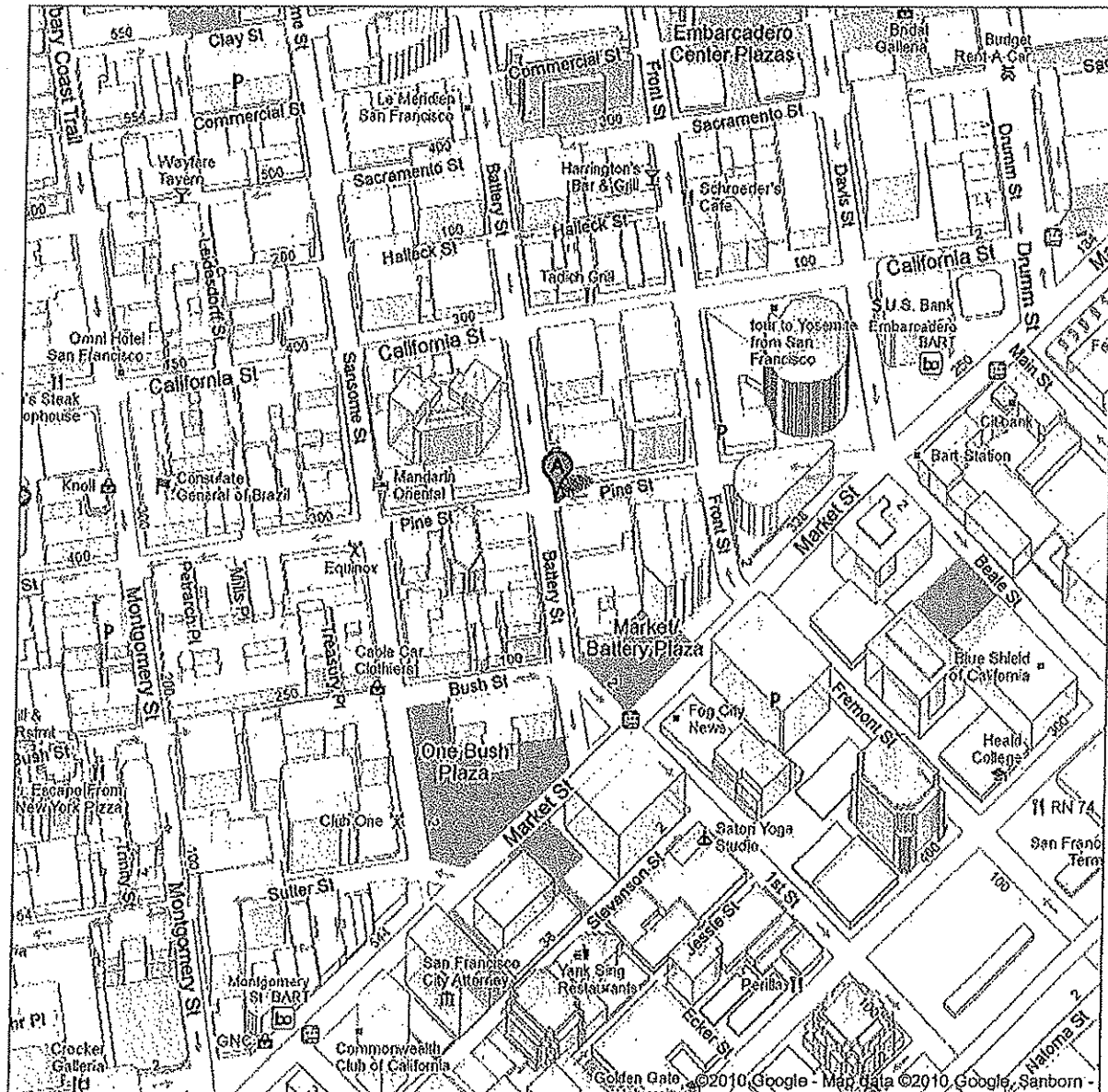


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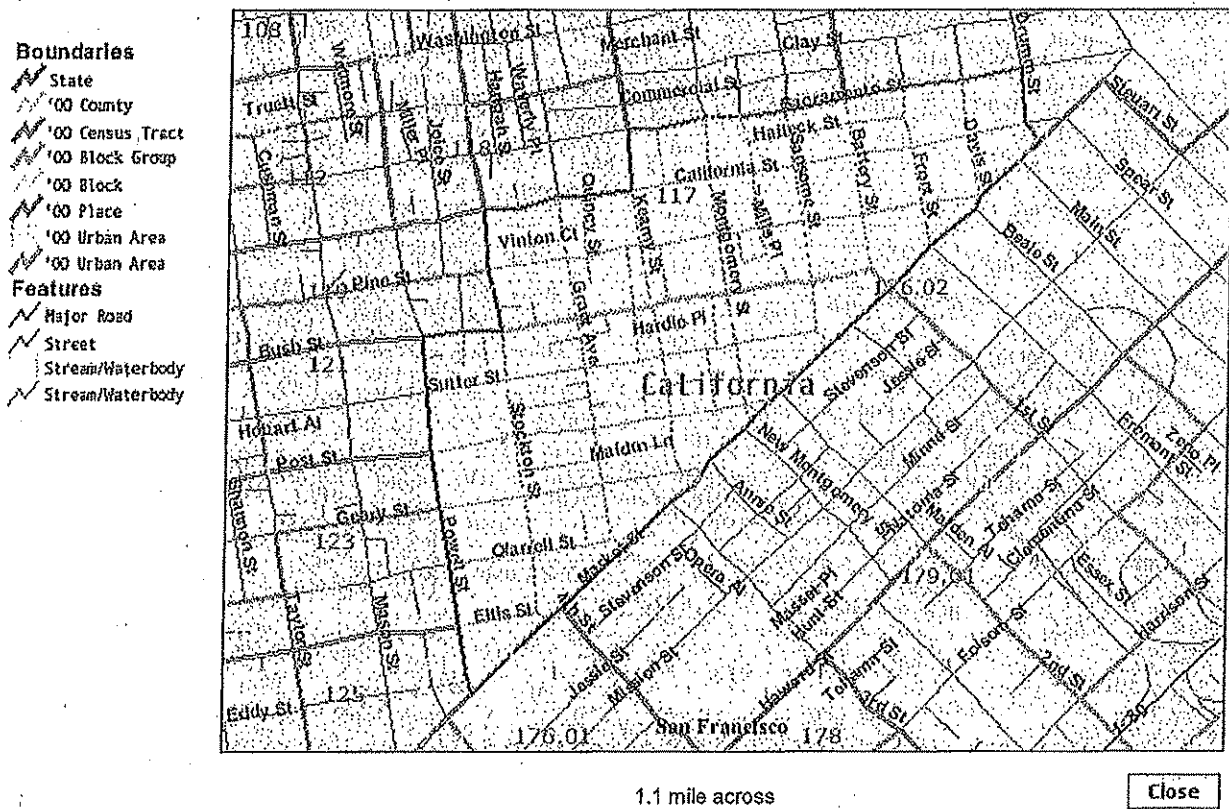
Google maps

Address 191 Pine St
San Francisco, CA 94111

Notes



Census Tract 117, San Francisco County, California



Google maps

Address 188 Pine Street

Address is approximate

Unicorn Pan Asian Restaurant 191 Pine Street



