

File No. 240186

Committee Item No. 2

Board Item No. _____

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Public Safety and Ngbh Services

Date: March 28, 2024

Board of Supervisors Meeting:

Date: _____

Cmte Board

- Motion
- Resolution
- Ordinance
- Legislative Digest
- Budget and Legislative Analyst Report
- Youth Commission Report
- Introduction Form
- Department/Agency Cover Letter and/or Report
- MOU
- Grant Information Form
- Grant Budget
- Subcontract Budget
- Contract / DRAFT Mills Act Agreement
- Form 126 – Ethics Commission
- Award Letter
- Application
- Public Correspondence

OTHER

- Police Department Report – March 21, 2024
- Planning Department Review – March 5, 2024
- PC or N Referral to Planning and Police – March 1, 2024
- PC or N Request Letter – February 22, 2024
- _____
- _____
- _____
- _____
- _____

Prepared by: John Carroll

Date: March 22, 2024

Prepared by: _____

Date: _____

Prepared by: _____

Date: _____

From: [Carroll, John \(BOS\)](#)
To: [Jemma Jorel Lester](#); hellolilynguyen@gmail.com
Cc: [Alabanza, Analyn@ABC](#); amarjit.tamber@abc.ca.gov; [Wong, Joanne \(POL\)](#); [Jonas, Stephen \(POL\)](#); [Donovan, Dominica \(BOS\)](#); [Bolen, Jennifer M.\(BOS\)](#); [Kilgore, Preston \(BOS\)](#); [Hernandez, Melissa G \(BOS\)](#); [Crayton, Monique \(BOS\)](#); [Atoyebi, Tolu \(CPC\)](#); [CPC.Referrals](#); [Salmonson, Joel \(POL\)](#)
Subject: RE: Liquor License Issuance - 1538 Fillmore Street - Origin Boutique Nightclub - BOS File No. 240186
Date: Friday, March 22, 2024 12:21:00 PM
Attachments: [image001.png](#)

Greetings,

The Police Department has completed their review of the subject public convenience or necessity request and has forwarded their recommendations. For your convenience, I have the review available from the link below:

[Police Department Response – March 21, 2024](#)

The Police Department's ALU is recommending approval with the following conditions:

- 1) Except as provided in Condition 2 below, no noise shall be audible beyond the area under the control of the licensee;
- 2) Any noise caused by entertainment or amplified sound that is subject to the provisions of an active Entertainment Permit issued by the San Francisco Entertainment Commission shall be authorized in accordance with the limits established by that Entertainment Permit, including any limitation on hours during which entertainment or amplified sound is permitted. A violation of the entertainment or amplified sound noise conditions of the Entertainment Permit, as determined by the San Francisco Entertainment Commission (or any successor agency), shall be deemed to be a violation of this Condition. Any noise that is not subject to, or is beyond the scope of, the Entertainment Permit shall be subject to Condition 1 above. "Entertainment Permit" means any of the following: a Just Add Music permit, a Limited Live Performance permit, a Place of Entertainment permit, a Fixed Place Amplified Sound permit, or any similar such permit issued by the San Francisco Entertainment Commission;
- 3) Petitioner(s) 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; and
- 4) Between the hours of (8:00 pm and 2:00 am) or at any time the premises are providing entertainment, the petitioner(s) shall provide at least one (1) uniformed security guard(s) on the premises and shall maintain order therein and prevent any activity which would interfere with the quiet enjoyment of their property by nearby residents or the surrounding community. The licensed uniform security guard must be licensed by the State of California, Department of Consumer Affairs.

The Public Safety and Neighborhood Services Committee will hold this hearing at 10 am on Thursday, March 28, 2024.

I invite you to review the entire matter on our [Legislative Research Center](#) by following the link below:

[Board of Supervisors File No. 240186](#)

Thanks for the review.

John Carroll

Assistant Clerk

Board of Supervisors

San Francisco City Hall, Room 244

San Francisco, CA 94102

(415)554-4445



Click [here](#) to complete a Board of Supervisors Customer Service Satisfaction form.

The [Legislative Research Center](#) provides 24-hour access to Board of Supervisors legislation and archived matters since August 1998.

***Disclosures:** Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted. Members of the public are not required to provide personal identifying information when they communicate with the Board of Supervisors and its committees. All written or oral communications that members of the public submit to the Clerk's Office regarding pending legislation or hearings will be made available to all members of the public for inspection and copying. The Clerk's Office does not redact any information from these submissions. This means that personal information—including names, phone numbers, addresses and similar information that a member of the public elects to submit to the Board and its committees—may appear on the Board of Supervisors website or in other public documents that members of the public may inspect or copy.*

From: Carroll, John (BOS)

Sent: Friday, March 8, 2024 3:56 PM

To: Salmonson, Joel (POL) <joel.r.salmonson@sfgov.org>; Jemma Jorel Lester <jemma@properpourco.com>; hellolilynguyen@gmail.com

Cc: Alabanza, Analyn@ABC <Analyn.Alabanza@abc.ca.gov>; amarjit.tamber@abc.ca.gov; Wong, Joanne (POL) <joanne.k.wong@sfgov.org>; Jonas, Stephen (POL) <stephen.jonas@sfgov.org>; Donovan, Dominica (BOS) <dominica.donovan@sfgov.org>; Bolen, Jennifer M.(BOS) <jennifer.m.bolen@sfgov.org>; Kilgore, Preston (BOS) <preston.kilgore@sfgov.org>; Hernandez, Melissa G (BOS) <melissa.g.hernandez@sfgov.org>; Crayton, Monique (BOS) <monique.crayton@sfgov.org>; Atoyebi, Tolu (CPC) <sydney.atoyebi@sfgov.org>; CPC.Referrals <CPC.Referrals@sfgov.org>

Subject: RE: Liquor License Issuance - 1538 Fillmore Street - Origin Boutique Nightclub - BOS File No. 240186

Good afternoon,




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 Catherine Stefani
Supervisor Matt Dorsey
Supervisor Joel Engardio

From: Lt. Steve Jonas #79 
Officer in Charge
ALU/Permits Unit 415-553-9550

Date: March 21, 2024

Subject: P.C.N. Investigation Regarding: Fillmore Entertainment Group, LLC
DBA: Origin Boutique Nightclub
1538 Fillmore St.
San Francisco CA. 94115

Fillmore Entertainment Group, LLC, has filed an application with the California Department of Alcoholic Beverage Control seeking a Type 90 (On-Sale General Music Venue) license to be located at 1538 Fillmore St. (located between Geary Blvd. and Ofarrell St.)

Hours of Operation:

8:00pm to 2:00am Friday and Saturday.

Digest:

Origin Boutique Nightclub would like to operate a music venue to be located at 1538 Fillmore St. If approved, this license will allow them to sell Beer, Wine and Distilled Spirits.

Letters of Protest

0

Letters of Support

0

Police Calls for Service:

From January 2023 to January 2024

20 calls for service

Police Reports:

From January 2023 to January 2024

11 police reports

San Francisco Plot Information:

This premise is located in Plot: **543**

A High Crime area is defined as **109** or more police reports in a plot for the year of **2023**.

This plot had 351 police reports for **2023**, which is 242 **higher** than the **Citywide** **“High Crime”** average.

State Census Tract Information:

This premise is located in Census Tract: **159.00**
Population for this tract is: **4,630**

On-sale license authorized by census tract: **15**
Active on-sale licenses: 19 with 0 pending

Off-sale licenses authorized by census tract: **4**
Active off-sale licenses: 4 with 0 pending

Departmental Recommendation:

Points of consideration: 3

No opposition from **Northern Station**.

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

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

0 - Protest.

0 - Support

ALU Recommendation: **Approval with the condition:**

1. (1) Except as provided in Condition 2 below, no noise shall be audible beyond the area under the control of the licensee. (SF district office only).

2. (2) Any noise caused by entertainment or amplified sound that is subject to the provisions of an active Entertainment Permit issued by the San Francisco Entertainment Commission shall be authorized in accordance with the limits established by that Entertainment Permit, including any limitation on hours during which entertainment or amplified sound is permitted. A violation of the entertainment or amplified sound noise conditions of the Entertainment Permit, as determined by the San Francisco Entertainment Commission (or any successor agency), shall be deemed to be a violation of this Condition. Any noise that is not subject to, or is beyond the scope of, the Entertainment Permit shall be subject to Condition 1 above.
“Entertainment Permit” means any of the following: a Just Add Music permit, a Limited Live Performance permit, a Place of Entertainment permit, a Fixed Place Amplified Sound permit, or any similar such permit issued by the San Francisco Entertainment Commission. (SF district office only)

3. Petitioner(s) 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.

4. Between the hours of (8:00 pm and 2:00 am) or at any time the premises are providing entertainment, the petitioner(s) shall provide at least one (1) uniformed security guard(s) on the premises and shall maintain order therein and prevent any activity which would interfere with the quiet enjoyment of their property by nearby residents or the surrounding community. The licensed uniform security guard must be licensed by the State of California, Department of Consumer Affairs.

Google Maps 1538 Fillmore St



Map data ©2024 Google 100 ft

From: [Carroll, John \(BOS\)](#)
To: [Salmonson, Joel \(POL\)](#); [Jemma Jorel Lester](#); hellolilynguyen@gmail.com
Cc: [Alabanza, Analyn@ABC](#); amarjit.tamber@abc.ca.gov; [Wong, Joanne \(POL\)](#); [Jonas, Stephen \(POL\)](#); [Donovan, Dominica \(BOS\)](#); [Bolen, Jennifer M.\(BOS\)](#); [Kilgore, Preston \(BOS\)](#); [Hernandez, Melissa G \(BOS\)](#); [Crayton, Monique \(BOS\)](#); [Atoyebi, Tolu \(CPC\)](#); [CPC.Referrals](#)
Subject: RE: Liquor License Issuance - 1538 Fillmore Street - Origin Boutique Nightclub - BOS File No. 240186
Date: Friday, March 8, 2024 3:56:00 PM
Attachments: [image001.png](#)

Good afternoon,

The Planning Department has completed their review of the subject application, and has forwarded their recommendation for approval. For your convenience, I have the review available from the link below:

[Planning Dept. Response - Received March 5, 2024](#)

The matter is now awaiting review by the Police Department's ALU.

After receiving review from the Police Department, the Public Safety and Neighborhood Services Committee may hear and consider public convenience or necessity findings for the application, to be forwarded to the California Department of Alcoholic Beverage Control for their consideration in the license matter.

The Public Safety and Neighborhood Services Committee will tentatively schedule this hearing for the regular meeting of March 28, 2024.

I invite you to review the entire matter on our [Legislative Research Center](#) by following the link below:

[Board of Supervisors File No. 240186](#)

Thanks for the review.

John Carroll
Assistant Clerk

Board of Supervisors
San Francisco City Hall, Room 244
San Francisco, CA 94102
(415)554-4445



Click [here](#) to complete a Board of Supervisors Customer Service Satisfaction form.

The [Legislative Research Center](#) provides 24-hour access to Board of Supervisors legislation and archived matters since August 1998.

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BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. (415) 554-5184
Fax No. (415) 554-5163
TDD/TTY No. (415) 554-5227

LIQUOR LICENSE PUBLIC CONVENIENCE OR NECESSITY REFERRAL

TO: Planning Department
Attn: _____
Phone No. _____

DATE: March 1, 2024

AP Block/Lot Nos.: 0708/013
Zoning: Fillmore NCT, 130-B
Quad: _____
Record No.: _____

TO: Police Department
Joel Salmonson
Phone No. (415) 553-1115

Please submit your response within two weeks. The Public Safety and Neighborhood Services Committee will tentatively schedule the PC or N hearing for a regular meeting in March of 2024.

PLEASE EMAIL YOUR RESPONSE by March 15, 2024, to:
John Carroll, Public Safety and Neighborhood Services Committee Clerk.
john.carroll@sfgov.org ~ (415) 554-4445

Applicant name: Fillmore Entertainment Group LLC

Business name: Origin Boutique Nightclub

Application address: 1538 Fillmore Street

Applicant contact info: Jemma Jorel Lester
jemma@properpourco.com

Lily Nguyen
hellolilynguyen@gmail.com
415-814-0180

PLANNING REVIEW: Approval Denial

Planning Staff Contact: Sydney Tolu Atoyebi, Districts 5 & 8, Current Planning Division
(Please add comments on a trailing page.)

POLICE REVIEW: Approval Denial

(Please add comments in a trailing report.)



3/5/2024

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

Re: 1538 Fillmore Street - BOS Referral - Liquor License Public Convenience or Necessity Referral
Planning Department File No. 2024-001891MIS

To Whom It May Concern:

The Planning Department recommends approval for ABC Type-90 license in conjunction with principally permitted Nighttime Entertainment use (d.b.a Origin Boutique Nightclub) in the Fillmore Street Neighborhood Commercial Transit District per Planning Code Section 760. All Eating and Drinking uses are subject to the following operating conditions of Planning Code Section 202.2(a)(1):

1. The business operator shall maintain the main entrance to the building and all sidewalks abutting the subject property in a clean and sanitary condition in compliance with the Department of Public Works Street and Sidewalk Maintenance Standards. In addition, the operator shall be responsible for daily monitoring of the sidewalk within a one-block radius of the subject business to maintain the sidewalk free of paper or other litter associated with the business during business hours, in accordance with Article 1, Section 34 of the San Francisco Police Code.
2. When located within an enclosed space, the premises shall be adequately soundproofed or insulated for noise and operated so that incidental noise shall not be audible beyond the premises or in other sections of the building, and fixed-source equipment noise shall not exceed the decibel levels specified in the San Francisco Noise Control Ordinance.
3. While it is inevitable that some low level of odor may be detectable to nearby residents and passersby, appropriate odor control equipment shall be installed in conformance with the approved plans and maintained to prevent any significant noxious or offensive odors from escaping the premises.
4. Garbage, recycling, and compost containers shall be kept within the premises and hidden from public view and placed outside only when being serviced by the disposal company. Trash shall be contained and disposed of pursuant to garbage and recycling receptacles guidelines set forth by the Department of Public Works.

If you have any questions related to Planning's evaluation, please call me at (628) 652-7363.

Sincerely,

Sydney Atoyebi

Sydney Tolu Atoyebi, Planner
Districts 5 & 8, Current Planning Division

Department of Alcoholic Beverage Control
APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE
 ABC 211 (6.99)

State of California

Jemma Lester

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

File Number: **655750**
 Receipt Number: **2861690** *(845) 389-3958*
 Geographical Code: **3800**
 Copies Mailed Date: **January 10, 2024**
 Issued Date:

DISTRICT SERVING LOCATION: **SAN FRANCISCO** 0708/013
 First Owner: **FILLMORE ENTERTAINMENT GROUP, LLC** Dist 5
 Name of Business: **ORIGIN BOUTIQUE NIGHTCLUB** NCT
 Location of Business: **1538 FILLMORE ST** 2024-000303MIS
SAN FRANCISCO, CA 94115-3516
 County **SAN FRANCISCO**
 Is Premises inside city limits **Yes** Census Tract: **0159.00**
 Mailing Address:(If different from premises address)
 Type of license(s): **90** Dropping Partner: Yes ___ No

Transferor's license/name:

<u>License Type</u>	<u>Transaction Type</u>	<u>Master</u>	<u>Secondary LT And Count</u>		
90 - On-Sale General Music Venue	ORI	Y			

<u>License Type</u>	<u>Transaction Description</u>	<u>Fee Code</u>	<u>Dup</u>	<u>Date</u>	<u>Fee</u>
Application Fee	ADD PRIMARY LICENSE TYPE	NA	0	01/10/24	\$18,635.00
90 - On-Sale General Music Ven	ANNUAL FEE	P40	0	01/10/24	\$1,450.00
Total					\$20,085.00

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: January 10, 2024

Applicant Name(s)

FILLMORE ENTERTAINMENT GROUP, LLC

Recommend approval for ABC Type-90 license in conjunction with principally permitted Nighttime Entertainment / Restaurant use (d.b.a Origin Boutique Nightclub) in the NCT - Fillmore Street Neighborhood Commercial Transit District per Planning Code Section 760. All Eating and Drinking uses are subject to the operating conditions of Planning Code Section 202.2(a)(1).

Sydney Atoyebi

Sydney Tolu Atoyebi
 Districts 5 & 8, Current Planning
 2/05/2024

Fillmore Entertainment Group, LLC dba Origin Boutique Nightclub

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO

Angela Calvillo, Clerk of the Board
San Francisco Board of Supervisors
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102
415-554-4445

2024 FEB 22 AM 11:33

BY _____

Re: Liquor License "PCN" Request
Original Type #90 - 655750

To the Clerk of the Board,

The purpose of this letter is to respectfully request to be placed on the Board's PSNS Subcommittee calendar for Public Convenience and Necessity review for our Type 90 ABC license.

Our business, Origin Boutique Nightclub, proves to be necessary in San Francisco, as an integral part of the live entertainment scene since 2014. We have been operating with the Dept. of ABC's Type 47 license for a restaurant in order to allow minors on site for our shows. This has added a lot of complexity to operations, and distracts from our main goal of amazing live entertainment.

With the new Type 90 Music Venue license now available, we would like to pursue this new license as it better conforms with our operations and allows us to cater to all ages without requiring us to operate as a restaurant.

We seek the SF Board of Supervisor's affirmative ruling that our application serves the public convenience and necessity of San Francisco.

Please include our ABC representative, Jemma Jorel Lester, on correspondence scheduling our hearing date. She can be reached via email at jemma@properpourco.com. Thank you for your kind consideration of this request.

Sincerely,



Lily Nguyen, Manager
hellolilynguyen@gmail.com / 415-814-0180

Department of Alcoholic Beverage Control
APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE
 ABC 211 (6/99)

State of California

Jemma Lester

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

File Number: **655750**
 Receipt Number: **2861690**
 Geographical Code: **3800**
 Copies Mailed Date: **January 10, 2024**
 Issued Date:

(845) 389-3958

DISTRICT SERVING LOCATION: **SAN FRANCISCO**

First Owner: **FILLMORE ENTERTAINMENT GROUP, LLC**

Name of Business: **ORIGIN BOUTIQUE NIGHTCLUB**

Location of Business: **1538 FILLMORE ST
 SAN FRANCISCO, CA 94115-3516**

County **SAN FRANCISCO**

Is Premises inside city limits **Yes** Census Tract: **0159.00**

Mailing Address:(If different from premises address)

Type of license(s): **90** Dropping Partner: Yes No

Transferor's license/name:

<u>License Type</u>	<u>Transaction Type</u>	<u>Master</u>	<u>Secondary LT And Count</u>		
90 - On-Sale General Music Venue	ORI	Y			
<u>License Type</u>	<u>Transaction Description</u>	<u>Fee Code</u>	<u>Dup</u>	<u>Date</u>	<u>Fee</u>
Application Fee	ADD PRIMARY LICENSE TYPE	NA	0	01/10/24	\$18,635.00
90 - On-Sale General Music Ven	ANNUAL FEE	P40	0	01/10/24	\$1,450.00
Total					\$20,085.00

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: January 10, 2024

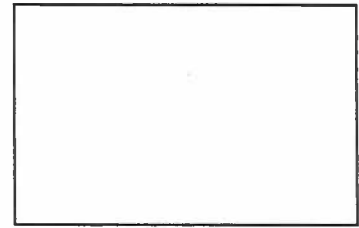
Applicant Name(s)

FILLMORE ENTERTAINMENT GROUP, LLC

RECEIVED
 BOARD OF SUPERVISORS
 SAN FRANCISCO
 2024 JAN 16 AM 9:27
 BY *[Signature]*

Introduction Form

(by a Member of the Board of Supervisors or the Mayor)



I hereby submit the following item for introduction (select only one):

- 1. For reference to Committee (Ordinance, Resolution, Motion or Charter Amendment)
- 2. Request for next printed agenda (For Adoption Without Committee Reference)
(Routine, non-controversial and/or commendatory matters only)
- 3. Request for Hearing on a subject matter at Committee
- 4. Request for Letter beginning with "Supervisor _____ inquiries..."
- 5. City Attorney Request
- 6. Call File No. _____ from Committee.
- 7. Budget and Legislative Analyst Request (attached written Motion)
- 8. Substitute Legislation File No. _____
- 9. Reactivate File No. _____
- 10. Topic submitted for Mayoral Appearance before the Board on _____

The proposed legislation should be forwarded to the following (please check all appropriate boxes):

- Small Business Commission Youth Commission Ethics Commission
- Planning Commission Building Inspection Commission Human Resources Department

General Plan Referral sent to the Planning Department (proposed legislation subject to Charter 4.105 & Admin 2A.53):

- Yes No

(Note: For Imperative Agenda items (a Resolution not on the printed agenda), use the Imperative Agenda Form.)

Sponsor(s):

Clerk of the Board

Subject:

Liquor License Issuance - 1538 Fillmore Street - Origin Boutique Nightclub

Long Title or text listed:

Hearing to consider that the issuance of a Type-90 on-sale general music venue liquor license to Fillmore Entertainment Group, LLC, to do business as Origin Boutique Nightclub located at 1538 Fillmore Street (District 5), will serve the public convenience or necessity of the City and County of San Francisco.

Signature of Sponsoring Supervisor: 