

File No. 120865

Committee Item No. 4
Board Item No. 12

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: City Operations

Date 10/22/12

Board of Supervisors Meeting

Date 10/20/12

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"/>	Legislative Analyst Report
<input type="checkbox"/>	<input type="checkbox"/>	Youth Commission Report
<input type="checkbox"/>	<input type="checkbox"/>	Introduction Form (for hearings)
<input checked="" type="checkbox"/>	<input checked="" 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 checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Application
<input type="checkbox"/>	<input type="checkbox"/>	Public Correspondence

OTHER (Use back side if additional space is needed)

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Completed by: Derek Evans Date 10/19/12
Completed by: Derek Evans Date 10/24/12

An asterisked item represents the cover sheet to a document that exceeds 25 pages.
The complete document can be found in the file.

1 [Liquor License Transfer - 1201 Minnesota Street]

2
3 Resolution determining that the transfer of a Type 20 off-sale beer and wine
4 license from 2200 Jerrold Avenue to 1201 Minnesota Street (District 10), to Nelly
5 Ghassan for the Gifted Basket, will serve the public convenience and necessity of
6 the City and County of San Francisco, in accordance with Section 23958.4 of the
7 California Business and Professions Code, and recommending that the California
8 Department of Alcoholic Beverage Control impose conditions on the issuance of
9 the license.

10
11 WHEREAS, Nelly Ghassan is seeking the transfer of a Type 20 off-sale beer and
12 wine license from 2200 Jerrold Avenue to 1201 Minnesota Street, for the Gifted Basket;
13 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 a protest with the Department of
17 Alcoholic Beverage Control under Section 24013 of the California Business and
18 Professions Code, 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: 1)
21 Sales of alcoholic beverages shall be permitted only between the hours of 8:00 am and
22 7:00 pm Monday through Friday; 2) The petitioner(s) shall be responsible for
23 maintaining free of litter the area adjacent to the premises over which they have control,
24 as depicted on the ABC-257 dated 7/11/12; 3) Sales of alcoholic beverages shall be
25

1 restricted to alcoholic beverages that are included in a gift basket; 4) Graffiti shall be
2 removed from the premises and all parking lots under the control of the licensee within
3 72 hours of application. If the graffiti occurs on a Friday or weekend day, or on a
4 holiday, the licensee shall remove the graffiti within 72 hours following the beginning of
5 the next week day; 5) Loitering (loitering is defined as "to stand idly about; linger
6 aimlessly without lawful business") is prohibited on any sidewalks or property adjacent
7 to the licensed premises under control of the licensee; 6) There shall be no exterior
8 advertising or sign of any kind or type, including advertising directed to the exterior from
9 within, promoting or indicating the availability of alcoholic beverages. Interior displays of
10 alcoholic beverages or signs which are clearly visible to the exterior shall constitute a
11 violation of this condition; and 7) No retail sales of alcoholic beverages to consumers
12 shall be permitted at this location. All sales of alcoholic beverages shall be made via
13 carrier to the customer off-site; now, therefore, be it

14 RESOLVED, That in accordance with Section 23958.4 of the California Business
15 and Professions Code, the Board of Supervisors of the City and County of
16 San Francisco hereby determines for the foregoing reasons that the transfer of a Type
17 20 off-sale beer and wine license from 2200 Jerrold Avenue to 1201 Minnesota Street,
18 to Nelly Ghassan for the Gifted Basket, will serve the public convenience or necessity of
19 the City and County of San Francisco; and

20 FURTHER RESOLVED, That the Board of Supervisors of the City and County of
21 San Francisco hereby endorses and adopts the recommendations of the Police
22 Department listed above, and recommends that the Department of Alcoholic Beverage
23 Control issue the license with those conditions.
24
25



San Francisco Police Department
ABC Liaison Unit



Alcoholic Beverage License -
*Public Convenience and
Necessity Recommendation*

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

Supervisor Sean Elsbernd
Supervisor Carmen Chu
Supervisor Christina Olague

From: Inspector Julie Lazar
ABC Liaison Unit (ALU) 553-1049

Date: October 9, 2012

Subject: P.C.N. Investigation Regarding: Ghassan, Nelly Nicolas
DBA: The Gifted Basket
1201 Minnesota Street
Nelly Ghassan
(415) 551-7720

Nelly Ghassan, for The Gifted Basket, has filed an application with the California Department of Alcoholic Beverage Control (ABC) seeking an alcoholic beverage license Type 20 (Off-Sale Beer and Wine) for 1201 Minnesota Street (located on the southeast corner of 23rd Street and Minnesota Street). The Gifted Basket is an on-line order company and not opened to the public. This company has moved to 1201 Minnesota Street after the lease expired at their previous location of 2200 Jerrold Avenue.

It should be noted that during the application process, notification date for the 500' mailer was on August 21, 2012. The Notice to the Public was posted on July 12, 2012.

For the purposes of this hearing, the California Department of Alcoholic Beverage Control (ABC) seeks a determination from the Board of Supervisors as to the approval or denial of this license.

Police Calls for Service: From July 2011 to July 2012- No Record

Police Reports: From July 2011 to July 2012- No Record

San Francisco Plot Information:

This premise is located in Plot 314

The High Crime area is defined as 215 or more reported incidents in a plot.

This plot had 109 reported incidents recorded for 2010. This is UNDER the High Crime area definition by 106 incidents.

The applicant premises is **not** located in a "High Crime" area.

State Census Tract Information:

This premise is located in Census Tract 226

Population for this tract is: 1,534

On-sale license authorized by census tract: 5
Active on-sale licenses: 16

Off-sale licenses authorized by census tract: 1
Active off-sale licenses: 4

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

Letters of Protest:

There is no record of protest with the California Department of Alcoholic Beverage Control, (ABC).

Letters of Support:

There is no record of support with the California Department of Alcoholic Beverage Control, (ABC).

Departmental Recommendation:

No opposition from Bayview Station

The Police Department recommends approval. The following conditions have been recommended to the California Department of Alcoholic Beverage Control, (ABC):

1. Sales of alcoholic beverages shall be permitted only between the hours of 8:00 am and 7:00 pm Monday through Friday.

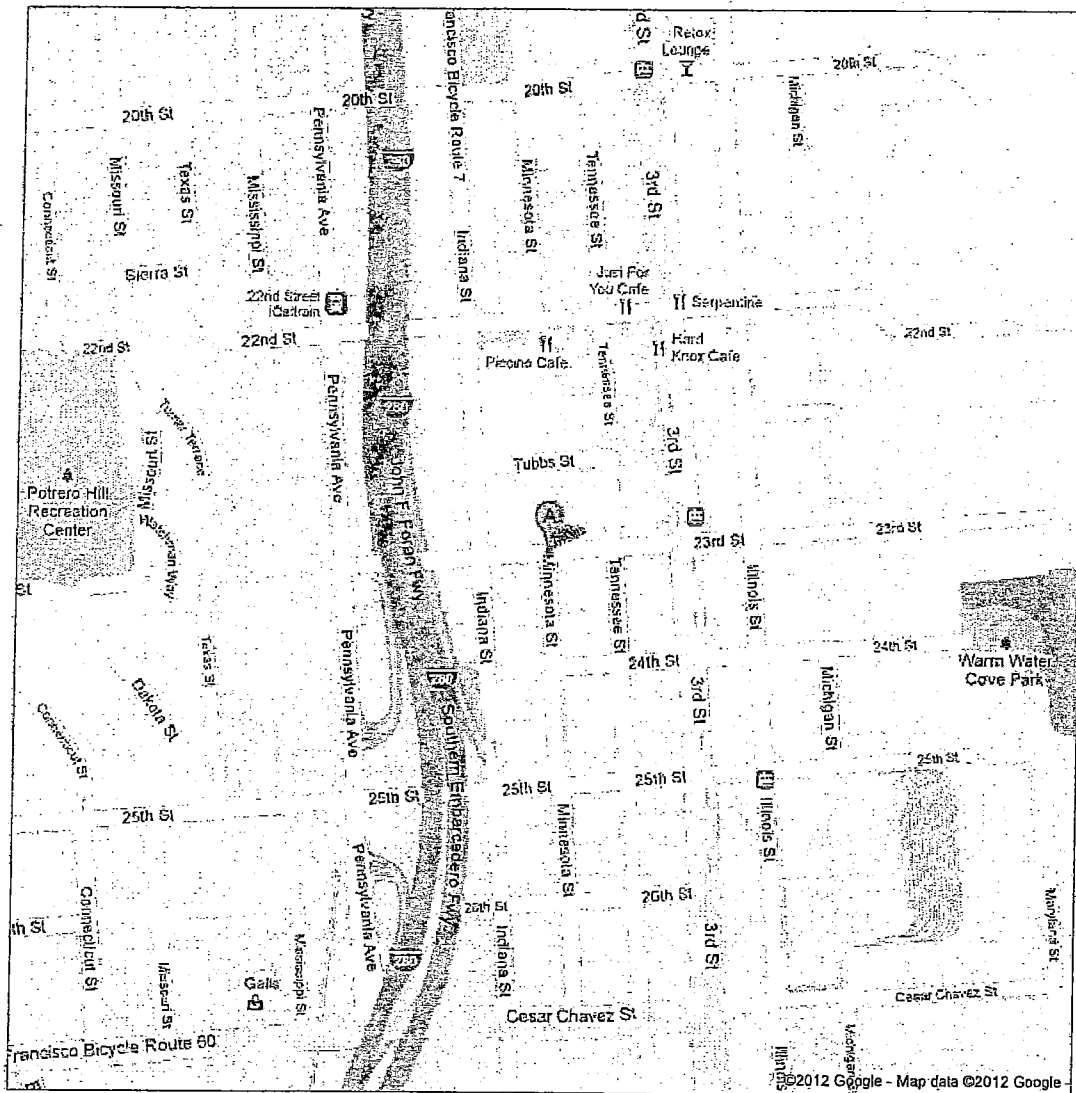
2. The petitioner(s) shall be responsible for maintaining free of litter the area adjacent to the premises over which they have control, as depicted on the ABC-257 dated 7/11/12.
3. Sales of alcoholic beverages shall be restricted to alcoholic beverages that are included in a gift basket.
4. Graffiti 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 or weekend day, or on a holiday, the licensee shall remove the graffiti within 72 hours following the beginning of the next weekday.
5. 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 control of the licensee.
6. There shall be no exterior advertising or sign of any kind or type, including advertising directed to the exterior from within, promoting or indicating the availability of alcoholic beverages. Interior displays of alcoholic beverages or signs which are clearly visible to the exterior shall constitute a violation of this condition.
7. No retail sales of alcoholic beverages to consumers shall be permitted at this location. All sales of alcoholic beverages shall be made via carrier to the customer off-site.

Thank you



Address 1201 Minnesota St
San Francisco, CA 94107

Get Google Maps on your phone
Text the word "GMAPS" to 466453



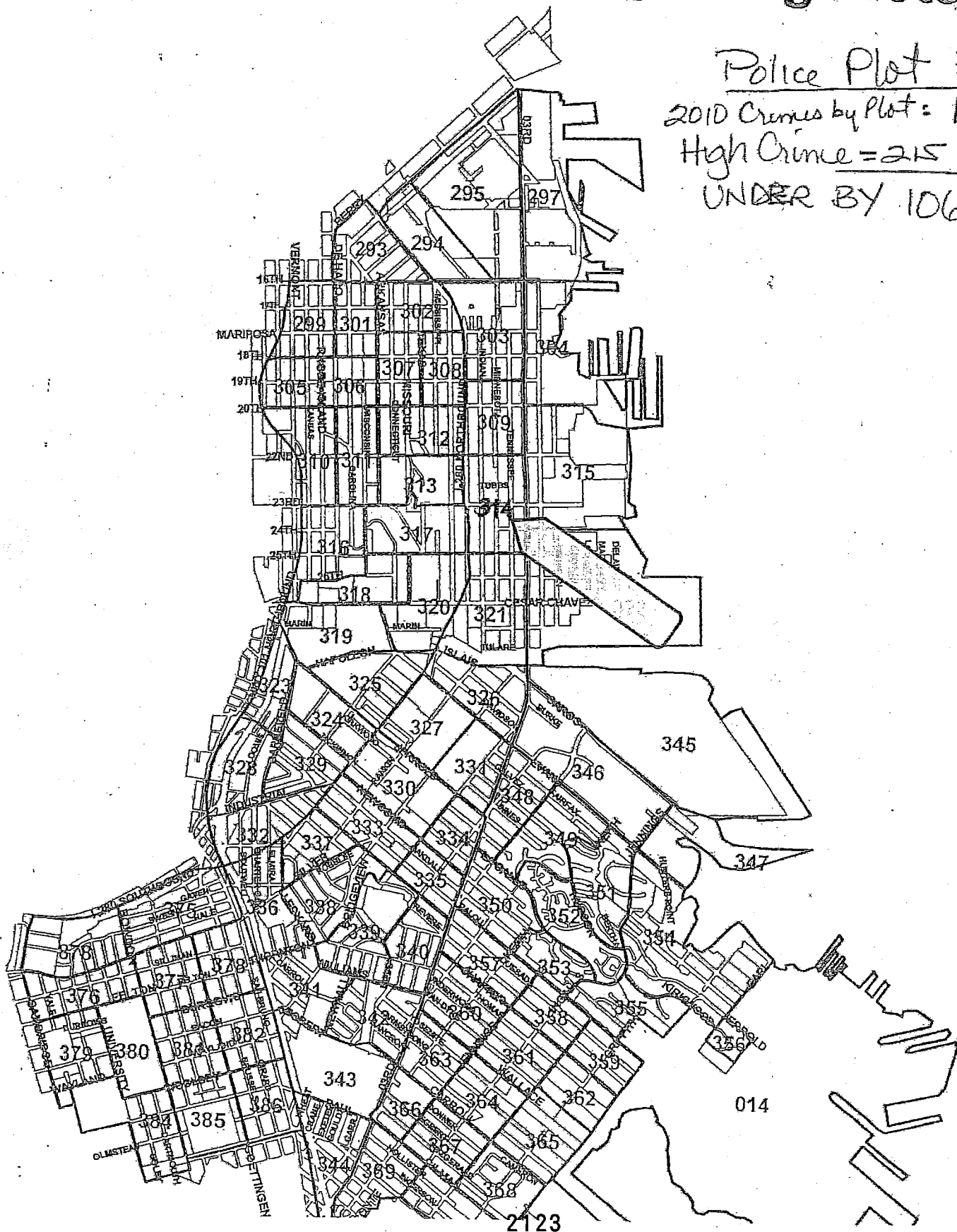
Google

Address 1201 Minnesota St
San Francisco, CA 94107
Exact location.



BAYVIEW DISTRICT

Major Streets & Reporting Plots



Police Plot 314
 2010 Crimes by Plot = 109
 High Crime = 215
 UNDER BY 106



Legend:

State

- ## Features

- ## Your Selections

- ## Your Selections

The map displays a residential neighborhood with the following streets and lot numbers:

- Streets:** Kansas St, Vermont St, Rhode Island St, Connecticut St, Massachusetts St, Tennessee St, Mississippi St, Pennsylvania Ave, Maryland St, Virginia St, North Carolina St, South Carolina St, Georgia St, Florida St, Alabama St, Louisiana St, Mississippi St, Tennessee St, Kentucky St, West Virginia St, Ohio St, Indiana St, Michigan St, Wisconsin St, Illinois St, Missouri St, and Kansas St.
- Lot Numbers:** 251, 229.03, 228.03, 228.02, 228.01, 4, 607, 179.02, 9809, 251.
- Other Labels:** "Cesar Chavez" is written near the bottom center.

1201 Minnesota Street--500 ft radius

San Francisco Police Department



Map Legend

Incidents (18)

Larceny/Theft (10)

Burglary (5)

Non-Criminal (1)

Other Offenses (1)


Vandalism (1)

All representations on this map are distributed and transmitted "AS IS" without warranties of any kind, either expressed or implied including without limitation, warranties of title or implied warranties of merchantability or fitness for a particular purpose. In no event shall San Francisco Police Department become liable to users of these data for any loss or damages, consequential or otherwise, including but not limited to time, money, goodwill, arising from the use, operation or modification of the data. The visual presentation of data is being provided strictly as a courtesy, not as an obligation to its users.


WARNING: This map does not meet the national map accuracy standards.

CrimeView Server

Printed: 7/18/2012 10:40:29 AM

Call No		Agency		Call Type		Disposition	
Report No		Jurisdiction		Dispatch Area		# Prior Calls	
Unit ID		Origin		Dept ID		Priority	
Rep Area		Area		Sector			
Location	1201 MINNESOTA ST					Range	
Apartment		City					
Entry Oper		Dispatch Oper					
From Date	07/31/2011	To Date	01/31/2012	From Time		To Time	
Comments							
 Search							

No hits found

Call No	<input type="text"/>	Agency	<input type="text"/>	Call Type	<input type="text"/>	Disposition	<input type="text"/>
Report No	<input type="text"/>	Jurisdiction	<input type="text"/>	Dispatch Area	<input type="text"/>	# Prior Calls	<input type="text"/>
Unit ID	<input type="text"/>	Origin	<input type="text"/>	Dept ID	<input type="text"/>	Priority	<input type="text"/>
Rep Area	<input type="text"/>	Area	<input type="text"/>	Sector	<input type="text"/>		
Location	1201 MINNESOTA ST					Range	<input type="text"/>
Apartment	<input type="text"/>	City	<input type="text"/>				
Entry Oper	<input type="text"/>	Dispatch Oper	<input type="text"/>				
From Date	02/01/2012	To Date	07/18/2012	From Time	<input type="text"/>	To Time	<input type="text"/>
Comments	<input type="text"/>						
 Search							

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LIQUOR LICENSE REVIEW

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

File: 120865

Block/Lot: 4229/002
Zoning: PDR-1-G
Quad: 9K
MSB # 1201703

TO: Police Department
Inspector Kenneth Stocker
Inspector Julie Lazar
Fax No.: 553-1463

DATE: September 5, 2012

This item is tentatively scheduled to be heard on October 22, 2012.
PLEASE EMAIL YOUR RESPONSE BY: October 17, 2012, to Derek Evans,
Clerk, City Operations and Neighborhood Services Committee.
Derek.Evans@sfgov.org - Fax No: 554-7714

Applicant Name: Nelly Ghassan
and Business Name: The Gifted Basket (1201 Minnesota Street)
Applicant Address: 2200 Jerrold Avenue, Ste G
San Francisco, CA 94124
and Phone No. (415) 551-7720

PLANNING COMMENTS: ☒ Approval ☐ Denial

RECOMMEND APPROVAL PER SECTION 205

POLICE COMMENTS: ☐ Approval ☐ Denial

120865
RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO

2012 AUG 23 PM 3:33



July 27, 2012

To Whom it may concerns,

My name is Nelly Nicolas Ghassan and I'm the owner of The Gifted Basket in San Francisco. We sell gift baskets online and over the phone.

We are currently located at 2200 Jerrold Avenue, Ste G, San Francisco, CA 94124

We have a type 20 Beer and Wine license and we are trying to relocate to a new location from 2200 Jerrold Avenue to :

1201 Minnesota Street, San Francisco, CA 94107.

We are not open to the public. We deliver and ship our gift baskets. We open at 9:00AM till 4:00PM Monday through Friday.

Our business activity will not affect or interfere with the neighborhood or the public convenience.

Thank you for your help we really appreciate it.

Nelly Ghassan

The Gifted Basket
2200 Jerrold Avenue, Ste G
San Francisco, CA 94124
Phone 415-551-7720
Cell 415-577-0765

