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: June 20, 2012

Subject: P.C.N. Investigation Regarding: Lewis, Case Aynesly
DBA: Folsom Street Foundry
1425 Folsom Street
Christina West
(310) 893-1117

Christina West, on behalf of Lewis, Case Aynesly, has filed an application with the California Department of Alcoholic Beverage Control seeking a Type 42 (On-Sale Beer and Wine) bar license for 1425 Folsom Street, located between 10th Street and 11th Street.

It should be noted that during the application process, notification date for the 500' mailer was on March 7, 2012. The Notice to the Public was posted on March 7, 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 March 2011 to March 2011

One (1) Call

Police Reports: From March 2011 to March 2011

No Record

1425 Folsom Street-Type 42-519474
**San Francisco Plot Information:**

This premise is located in Plot 242

The High Crime area is defined as 215 or more police reports in a plot.

This plot had 293 police reports recorded for 2010. This is over the High Crime area definition by 78 police reports.

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

**State Census Tract Information:**

This premise is located in Census Tract 178

Population for this tract is: 5,829

On-sale license authorized by census tract: 21
Active on-sale licenses: 49

Off-sale licenses authorized by census tract: 6
Active off-sale licenses: 15

Applicant premise is located in an “undue concentration” area.

**Letters of Protest:**

No record of letters of protest was received by the California Department of Alcoholic Beverage Control, (ABC).

**Letters of Support:**

No record of letters of support was received by the California Department of Alcoholic Beverage Control, (ABC).

**Departmental Recommendation:**

Based on recommended conditions for this license, there is no opposition from Southern Station.

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

1425 Folsom Street-Type 42-519474
1. Sales, service and consumption of alcoholic beverages shall be permitted between the hours of 4:00 pm and 12:00 am (midnight) each day of the week.

2. The sale of alcoholic beverages for off-sale consumption is strictly prohibited.

3. 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.

4. No noise shall be audible beyond the area under the control of the licensee as defined on the ABC-257.

5. The interior lighting maintained therein shall be sufficient to make easily discernible the appearance and conduct of all persons and patrons in that portion of the premises where alcoholic beverages are sold, served, delivered or consumed.

Thank you
Records 1 through 1 of 1

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No hits found
This item is scheduled to be heard at a meeting on April 23, 2012. PLEASE EMAIL YOUR RESPONSE BY: April 19, 2012, to Gail Johnson, Clerk, City Operations and Neighborhood Services Committee. Gail.Johnson@sfgov.org - Fax No: 554-7714

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

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

DATE: March 20, 2012

File: 120254
Block/Lt: 3520/043
Zoning: SLR
Quad: SE
MS #: 1200410

Applicant Name: Jordan Muir Lewis and Case Aynesly Lewis
and Business Name: Folsom Street Foundry
Applicant Address: 1425 Folsom Street
             San Francisco, CA 94103
             (619) 512-7000 (J. M. Lewis)
             (619) 400-9397 (C. A. Lewis)

PLANNING COMMENTS: ☑ Approval ☐ Denial

POLICE COMMENTS: ☐ Approval ☐ Denial

Recommending approval, change of use to bar established in conjunction with an art gallery under Building Permit Application # 2012.09.10.1527

William Bondrop 11/7/13
Clerk of the Board  
San Francisco Board of Supervisors  
1 Dr. Carlton B. Goodlett Place, Room 244  
San Francisco, California 94102

RE: Application for a Resolution of Public Convenience and Necessity for a type 42 Beer and Wine license for Folsom Street Foundry, located at 1425 Folsom St., San Francisco, CA 94103

APPLICANT NAMES AND DAYTIME PHONE NUMBERS:
Jordan Muir Lewis (619) 512-7000  
Case Aynesly Lewis (619) 400-9397

BUSINESS NAME AND ADDRESS:
Folsom Street Foundry  
1425 Folsom St.  
San Francisco, CA 94103

TYPE OF LICENSE:
42 – Beer and Wine

PROPOSED BUSINESS HOURS:
4:00 pm – 2:00 am

To the Clerk of the Board:

In accordance with the provisions of Section 23958.4 of the California Business and Professions Code, this letter is provided to support a finding that Public Convenience and Necessity would be served by the issuance of a type 42 Beer and Wine license for the premises located at 1425 Folsom Street in San Francisco, California.

Folsom Street Foundry will be a creative fusion of digital concept art gallery, working art studio, and lounge. It will feature digitally created concept artwork used in the design and development of video games, movies, and industry. Emerging local and established artists will be showcased on low energy ‘green’ LED monitor arrays that rotate artwork to offer patrons an ever changing visual experience. Located in the burgeoning SOMA entertainment district, the venue will be a showcase contrasting the classic industrial construction of old San Francisco with the cutting edge technology and creativity of new San Francisco. While the primary purpose of the Folsom Street Foundry will be a meeting place for creative minds and enthusiasts, the investment in a Beer and Wine license is requested as a service and convenience to the customers as an integral part of the experience.

Folsom Street Foundry will expand on the concept of a bar/gallery with strategic use of high quality LED monitors. This allows us to offer dozens, and eventually hundreds of pieces of
digital concept art for viewing. Each of these potentially hundreds of artworks will be available for sale as limited edition prints through our retail store with custom orders available through our printer affiliate.

The Folsom Street Foundry will strive to become a central hub for the growth and development of creative energy in San Francisco. The idea of taking a concept or ‘dream’ and making it into a reality is the focus of the venue. We have already begun reaching out to our neighbors and plan on helping the SOMA area continue to develop into a place associated with great art and technological creativity.

While digital concept art is an area of significant employment among art school graduates and graphic designers, there is currently no venue for them to showcase their work aside from a few websites. The structure of our gallery will allow us to showcase the work of emerging artists from nearby art schools as well as the broader city of San Francisco. Folsom Street Foundry will provide a venue for these artists, providing a gallery unique not only in the city of San Francisco, but the entire country.

The unique experience we will provide for our patrons, and the unique opportunity we will provide for the emerging artists of San Francisco is perfectly suited to the nature and character of the SOMA area, as well as the greater city of San Francisco. We will work hard to become a valuable member of the SOMA community and continually improve the neighborhood while helping to maintain its unique nature.

We respectfully request that the Board of Supervisors find that Public Necessity and Convenience will be served by the issuance of a type 42 Beer and Wine license to the requested premises.

Thank you for your time and your consideration.

Sincerely,

Jordan Muir Lewis
U.S. Navy Seal (ret.)
(619) 512-7000 cell

Case Aynesly Lewis
Attorney at Law
(619) 400-9397 cell
PART 1 - TO BE COMPLETED BY ABC

1. APPLICANT'S NAME
   Case Aynesly Lewis & Jordan Muir Lewis

2. PREMISES ADDRESS (Street number and name, city, zip code)
   1425 Folsom St., San Francisco, CA 94103-3701

3. LICENSE TYPE
   42

4. TYPE OF BUSINESS
   ☐ Full Service Restaurant ☐ Hofbrau/Cafeteria ☐ Cocktail Lounge ☐ Private Club
   ☐ Deli or Specialty Restaurant ☐ Comedy Club ☐ Night Club ☐ Veterans Club
   ☐ Cafe/Coffee Shop ☐ Brew Pub ☐ Tavern: Beer ☐ Fraternal Club
   ☐ Bed & Breakfast ☐ Theater ☐ Tavern: Beer & Wine ☐ Wine Tasting Room
   ☐ Wine only ☐ All
   ☐ Supermarket ☐ Membership Store ☐ Service Station ☐ Swap Meet/Flea Market
   ☐ Liquor Store ☐ Department Store ☐ Convenience Market ☐ Drive-in Dairy
   ☐ Drug/Variety Store ☐ Florist/Gift Shop ☐ Convenience Market w/Gasoline
   ☐ Other - describe:

5. COUNTY POPULATION
   812,820

6. TOTAL NUMBER OF LICENSES IN COUNTY
   284

7. RATIO OF LICENSES TO POPULATION IN COUNTY
   On-Sale ☐ Off-Sale ☐

8. CENSUS TRACT NUMBER
   178

9. NO. OF LICENSES ALLOWED IN CENSUS TRACT
   21

10. NO. OF LICENSES EXISTING IN CENSUS TRACT
    x On-Sale ☐ Off-Sale ☐

11. IS THE ABOVE CENSUS TRACT OVERCONCENTRATED WITH LICENSES? (i.e., do the ratio of licenses in the census tract exceed the ratio of licenses to population for the entire county?)
    ☐ Yes, the number of existing licenses exceeds the number allowed
    ☐ No, the number of existing licenses is lower than the number allowed
    ☒ 3x PUB

12. DOES LAW ENFORCEMENT AGENCY MAINTAIN CRIME STATISTICS?
    ☒ Yes (Go to Item #13)
    ☐ No (Go to Item #20)

13. CRIME REPORTING DISTRICT NUMBER
    242

14. TOTAL NUMBER OF REPORTING DISTRICTS
    654

15. TOTAL NUMBER OF OFFENSES IN ALL REPORTING DISTRICTS
    117,571

16. AVERAGE NO. OF OFFENSES PER DISTRICT
    214.8

17. 120% OF AVERAGE NUMBER OF OFFENSES
    293

18. TOTAL NUMBER OF OFFENSES IN REPORTING DISTRICT
    ☒ Yes, the total number of offenses in the reporting district equals or exceeds the total number in item #17
    ☐ No, the total number of offenses in the reporting district is lower than the total number in item #17

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)
    ☒ Yes
    ☐ No

20. CHECK THE BOX THAT APPLIES (check only one box)
    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.
    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 winery'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.
    ☒ 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:

FOR DEPARTMENT USE ONLY
PREPARED BY (Name of Department Employee)
willie bulanadi

ABC-245 (rev. 01-11)
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

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

ABC-245 REVERSE (rev. 01-11)
Re: Liquor License - PCN Request - For Your Review and Approval
Board File Nos. 120254 and 120466

Brittany Bendix  to: Derek Evans
Cc: Julian Banales, Janice Shambray

Derek,

The license for 1425 Folsom Street requires that they file a building permit and go through a 30-day public notification process. The applicants have not submitted a building permit at this point, so I wouldn't advise calendaring them for review for at least 2.5 months.

Regarding the proposal at 101 4th Street, I don't see an active permit in our records but it would have likely been assigned to Janice Shambray. I've copied her on this e-mail.

Thanks,

Brittany Bendix
City Planner
Southeast Neighborhood Planning Team
City and County of San Francisco Planning Department
1650 Mission Street, Suite 400
San Francisco, California 94103
tel: 415.575.9114 / fax: 415.558.6409
e-mail: brittany.bendix@sfgov.org
www.sfplanning.org

Hi Brittany, I am the new committee clerk for the...

Hi Brittany,

I am the new committee clerk for the City Operations and Neighborhood Services Committee. Gail Johnson retired effective June 8.

The following Liquor License hearings have been scheduled for June 25, and I see that we still need departmental input. Can you please respond to the following items:

1. 120254 [Liquor License - 1425 Folsom Street]
2. 120466 [Liquor License - 101 4th Street]

I look forward to working with you.

Thank you,
Hi Brittany

Can you please get back to Gail on this? Thank you.

Regards,

julian j. bañales
city and county of san francisco planning department
t. 415.558.6339
f. 415.558.6409

Choose happiness...

Julian,

What was the Planning Department’s recommendation on the subject item? We plan to hear this item in
Committee next Monday.

Thanks for your help.

Gail Johnson, 554-4445

--- Forwarded by Gail Johnson/BOS/SFGOV on 05/30/2012 10:28 AM ---

From: Georgia Powell/CTYPLN/SFGOV
To: Julian Banales/CTYPLN/SFGOV,
Cc: Gail Johnson/BOS/SFGOV@SFGOV, AnMarie Rodgers/CTYPLN/SFGOV@SFGOV, Kenneth Stocker/SFPD/SFGOV@SFGOV, Julie Lazar/SFPD/SFGOV@SFGOV
Date: 03/22/2012 02:11 PM
Subject: Liquor License - PCN Request - For Your Review and Approval
1425 Folsom Street - Folsom Street Foundry - Board File No. 120254

Julian,

See attached below PCN request for your review and approval. Hard copy is in your mailbox. MB #1200410.

Thanks,
Georgia Powell
Planning Department
1650 Mission Street, Suite 400
San Francisco, CA 94103
Work (415) 558-6371
Fax: (415) 558-6409

Attached is a Public Convenience and Necessity Request for the subject liquor license. Please review and provide your response.

120254 PCN Request.pdf

Thank you.

Gail Johnson, Clerk
City Operations and Neighborhood Services Committee
Board of Supervisors
City Hall, Room 244
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102
Direct: (415) 554-4445
Fax: (415) 554-7714
E-Mail: Gail.Johnson@sfgov.org
Hi Gail

Brittany will be in contact with you about this. However, public notification is required before Planning can approve the PCN request.

Regards,

julian j. bañales
city and county of san francisco planning department
t. 415.558.6339
f. 415.558.6409

Choose happiness...
LIQUOR LICENSE REVIEW

TO: Planning Department  File: 120254
    AnMarie Rodgers/CTYPLN/SFGOV
    Georgia Powell/CTYPLN/SFGOV@SFGOV
    Fax No.: 558-6409

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

DATE: March 20, 2012

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Gail.Johnson@sfgov.org - Fax No: 554-7714

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and Business Name: Folsom Street Foundry

Applicant Address: 1425 Folsom Street
                  San Francisco, CA 94103
and Phone No. (619) 512-7000 (J. M. Lewis)
               (619) 400-9397 (C. A. Lewis)

PLANNING COMMENTS: ☐ Approval ☐ Denial

POLICE COMMENTS: ☐ Approval ☐ Denial
Clerk of the Board
San Francisco Board of Supervisors
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, California 94102

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Thank you for your time and your consideration.

Sincerely,

[Signature]

Jordan Muir Lewis
U.S. Navy Seal (ret.)
(619) 512-7000 cell

[Signature]

Case Aynesly Lewis
Attorney at Law
(619) 400-9397 cell