Resolution determining that the issuance of Type 42 on-sale beer and wine license to Cesar Ascarrunz for Cesar's Ballroom, located at 820-26th Street (District 10), will serve the public convenience and necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license.

WHEREAS, Cesar Ascarrunz is seeking the issuance of a Type 42 on-sale beer and wine license for Cesar's Ballroom, located at 820-26th Street; and,

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

WHEREAS, The Police Department has filed one protest with the Department of Alcoholic Beverage Control under California Business and Professions Code, Section 24013, and recommends that the Department of Alcoholic Beverage Control issue the liquor license with conditions; and

WHEREAS, The conditions recommended by the Police Department are the following: 1) Sales, service and consumption of alcoholic beverages shall be permitted between the hours of 7:00 PM until 12:00 AM (midnight) Sunday through Thursday and 7:00 PM until 2:00 AM Friday and Saturday; 2) The petitioner(s) shall be responsible for maintaining free of litter the area adjacent to the premises over which they have control; 3) Loitering (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) 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 with 72 hours following the beginning of the next
weekday; 5) The exterior of the premises shall be equipped with lighting of sufficient
power to illuminate and make easily discernible the appearance and conduct of all
persons on or about the premises. Additionally, the position of such lighting shall not
disturb the normal privacy and use of any neighboring residences; 6) No noise shall be
audible beyond the area under the control of the licensee as depicted on ABC-257;
7) 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; 8) This license
shall not be exchanged for an on-sale general alcohol license; 9) The petitioner shall
utilize electronic surveillance and recording equipment that is able to view the outside of
the premises, including all entrances and exits, and that is actively monitored and
recorded. This electronic surveillance shall be utilized during operating hours. Said
electronic recording shall be kept at least 30 days and shall be made available to the
Department and police department upon demand; now, therefore, be it

RESOLVED, That in accordance with California Business and Professions Code,
Section 23958.4, the Board of Supervisors of the City and County of San Francisco
hereby determines that the issuance of a Type 42 on-sale beer and wine license to
Cesar Ascarrunz for Cesar's Ballroom, located at 820-26th Street, will serve the public
convenience or necessity of the City and County of San Francisco; and, be it

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