

File No. 130307

Committee Item No. 3

Board Item No. 27

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Neighborhood Services & Safety Date June 6, 2013

Board of Supervisors Meeting Date JUNE 18, 2013

Cmte Board

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| <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 checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Public Correspondence |

OTHER (Use back side if additional space is needed)

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Completed by: Derek Evans Date 5/31/13
 Completed by: Derek Evans Date 6/11/13

An asterisked item represents the cover sheet to a document that exceeds 25 pages.
 The complete document **1793** be found in the file.

1 [Liquor License Transfer - 1552 Polk Street]

2
3 **Resolution considering that the transfer of a Type 20 off-sale beer and wine**
4 **license from 5621 Geary Boulevard to 1552 Polk Street (District 3), to Frank Slacik**
5 **for Blue Fog Markets, LLC, dba the Blue Fog Market, will serve the public**
6 **convenience or necessity of the City and County of San Francisco, in accordance**
7 **with California Business and Professions Code, Section 23958.4, and**
8 **recommending that the California Department of Alcoholic Beverage Control**
9 **impose conditions on the issuance of the license.**

10
11 WHEREAS, Frank Slacik is seeking the transfer of a Type 20 off-sale beer and
12 wine license from 5621 Geary Boulevard to 1552 Polk Street for Blue Fog Markets,
13 LLC, dba the Blue Fog Market; 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 zero (0) protests and one (1) letter
17 of support with the Department of Alcoholic Beverage Control under California Business
18 and Professions Code, Section 24013, and recommends that the Department of
19 Alcoholic Beverage Control issue the liquor license; and

20 WHEREAS, The conditions recommended by the Police Department are the
21 following: 1) Sales, service and consumption of alcoholic beverages shall be permitted
22 between the hours of 7:00 a.m. to 10:00 p.m. daily; 2) No more than 15% of the square
23 footage of the premises will be used for the display of alcoholic beverages; 3) Loitering
24 (defined as "to stand idly about; linger aimlessly without lawful business") is prohibited
25 on any sidewalks or property adjacent to the licensed premises under the control of the

1 licensee as depicted on the ABC-257; 4) The sale of beer or malt beverages in
2 quantities of 22 oz., 24 oz., 40 oz., or similar size containers is prohibited, except for
3 microbrews, craft brews, organic and specialty malt products sold under such
4 designations as stout, porter, IPA and ESB. This condition is intended to eliminate high
5 alcohol, low-cost products that are frequently abused, but not prevent the sale of
6 specialty and craft beer products; and 5) Wine shall not be sold in bottles or containers
7 smaller than 375 ml; now, therefore, be it

8 RESOLVED, That in accordance with California Business and Professions Code,
9 Section 23958.4, the Board of Supervisors of the City and County of San Francisco
10 hereby determines for the foregoing reasons that the transfer of a Type 20 off-sale beer
11 and wine license from 5621 Geary Boulevard to 1552 Polk Street, to Frank Slacik for
12 Blue Fog Markets, LLC, dba the Blue Fog Market, will serve the public convenience or
13 necessity of the City and County of San Francisco; and, be it

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



San Francisco Police Department
ABC Liaison Unit



Alcoholic Beverage License -
*Public Convenience or
Necessity Recommendation*

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

Supervisor David Campos
Supervisor Eric Mar
Supervisor Norman Yee

From: Inspector Nelly Gordon *NG*
ABC Liaison Unit (ALU) 553-1049

Date: May 10, 2013

Subject: P.C.N. Investigation Regarding:

DBA: Blue Fog Market
1552 Polk Street
John Sutton
916/337-3028

Blue Fog Markets, LLC has filed an application with the California Department of Alcoholic Beverage Control (ABC) seeking a Type 20 (Off-Sale Beer and Wine) for 1552 Polk street (located on the east side of Polk street).

It should be noted that during the application process, notification date for the 500' mailer was on April 1, 2013. The Notice to the Public was posted on March 28, 2013.

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 2012 to March 2013
4 Police calls

Police Reports: From March 2012 to March 2013

0

San Francisco Plot Information:

This premise is located in Plot 535

The High Crime area is defined as 86 or more police reports in a plot.

This plot had 166 police incidents recorded for 2012.

Applicant premises is located in a "High Crime" area.

State Census Tract Information:

This premise is located in Census Tract 0111.00

Population for this tract is: 5,164

On-sale license authorized by census tract: 17

Active on-sale licenses: 30

Off-sale licenses authorized by census tract: 5

Active off-sale licenses: 9

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

Letters of Protest:

0 recorded with the California Department of Alcoholic Beverage Control, (ABC).

Letters of Support:

1 recorded with the California Department of Alcoholic Beverage Control, (ABC).

Departmental Recommendation:

No opposition from Northern Police station if the applicant agrees to the recommended conditions.

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

1. Sales, service and consumption of alcoholic beverages shall be permitted between the hours of 7:00 am to 10:00 pm daily.

2. No more than 15% of the square footage of the premises will be used for the display of alcoholic beverages.
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, dated _____.
4. The sale of beer or malt beverages in quantities of 22 oz., 24 oz., 40 oz., or similar size containers is prohibited, except for microbrews, craft brews, organic and specialty malt products sold under such designations as stout, porter, IPA and ESB. This condition is intended to eliminate high alcohol, low-cost products that are frequently abused, but not prevent the sale of specialty and craft beer products.
5. Wine shall not be sold in bottles or containers smaller than 375 ml.

Note: On 5/1/2013 John Sutton was contacted and stated that he agrees with the conditions.

Thank you



**California Department of Alcoholic
Beverage Control
License Query System Summary
as of 4/7/2013**

License Information
License Number: 531227
Primary Owner: BLUE FOG MARKETS LLC
ABC Office of Application: 24 - SAN FRANCISCO
Business Name
Doing Business As: BLUE FOG MARKET
Business Address
Address: 1552 POLK ST Census Tract: 0111.00
City: SAN FRANCISCO County: SAN FRANCISCO
State: CA Zip Code: 94109
Licensee Information
Licensee: BLUE FOG MARKETS LLC
Company Information
Officer: SLACIK, FRANCIS KARL (MANAGER)
Stock Holder: SLACIK, FRANCIS KARL
License Types
1) License Type: 20 - OFF-SALE BEER AND WINE
License Type Status: PENDING
Status Date: 19-MAR-2013 Term: 12 Month(s)
Original Issue Date: Expiration Date:
Master: Y Duplicate: 0 Fee Code: P40
License Type was Transferred On: FROM: 20-397544
Current Disciplinary Action
... No Active Disciplinary Action found ...
Disciplinary History
... No Disciplinary History found ...
Hold Information
Hold Date: 19-MAR-2013 Type: FORM 220
Escrow
Escrow: GLEN OAKS ESCROW, 6100 SAN FERNANDO RD GLENDALE, CALIFORNIA 91201

--- End of Report ---

For a definition of codes, view our [glossary](#).




**California Department of Alcoholic
Beverage Control**
*License Query System Summary
as of 4/7/2013*

License Information
License Number: 397544
Primary Owner: AVRUTINA, FAINA
ABC Office of Application: 24 - SAN FRANCISCO
Business Name
Doing Business As: ISRAELS KOSHER MEAT MARKET & POULTRY
Business Address
Address: 5621 GEARY BLVD Census Tract: 0477.01
City: SAN FRANCISCO County: SAN FRANCISCO
State: CA Zip Code: 94121
Licensee Information
Licensee: AVRUTINA, FAINA
License Types
1) License Type: 20 - OFF-SALE BEER AND WINE
License Type Status: ACTIVE
Status Date: 03-APR-2003 Term: 12 Month(s)
Original Issue Date: 03-APR-2003 Expiration Date: 31-MAR-2013
Master: Y Duplicate: 0 Fee Code: P40
Condition: OPERATING RESTRICTIONS
License Type was Transferred On: 03-APR-2003 FROM: 20-84715
License Type was Transferred On: TO: 20-531227
2) License Type: TEMPORARY PERMIT
License Type Status: EXPIRED
Status Date: 26-FEB-2003 Term: 4 Month(s)
Original Issue Date: 26-FEB-2003 Expiration Date: 25-JUN-2003
Master: Duplicate: Fee Code:
Condition: OPERATING RESTRICTIONS
License Type was Transferred On: 03-APR-2003 FROM: 20-84715
License Type was Transferred On: TO: 20-531227
Current Disciplinary Action
... No Active Disciplinary Action found ...
Disciplinary History
... No Disciplinary History found ...
Hold Information

<i>... No Active Holds found ...</i>
Escrow
<i>... No Escrow found ...</i>

--- End of Report ---


For a definition of codes, view our [glossary](#).

export To  **New!**

Records **1** through **4** of **4**

Call No	Report No	Received Date	Received Time	Priority	Call Type	Unit ID	Disposition	Location
<u>130652216</u>		03/06/2013	16:14:00	A	100M			1552 POLK ST
<u>130540512</u>		02/23/2013	04:40:31	B	100A	3E200	PAS	1552 POLK ST
<u>130451272</u>		02/14/2013	11:24:22	A	418	3E11C	HAN	1552 POLK ST
<u>130342057</u>		02/03/2013	17:13:58	C	000	3E13E	HAN	1552 POLK ST

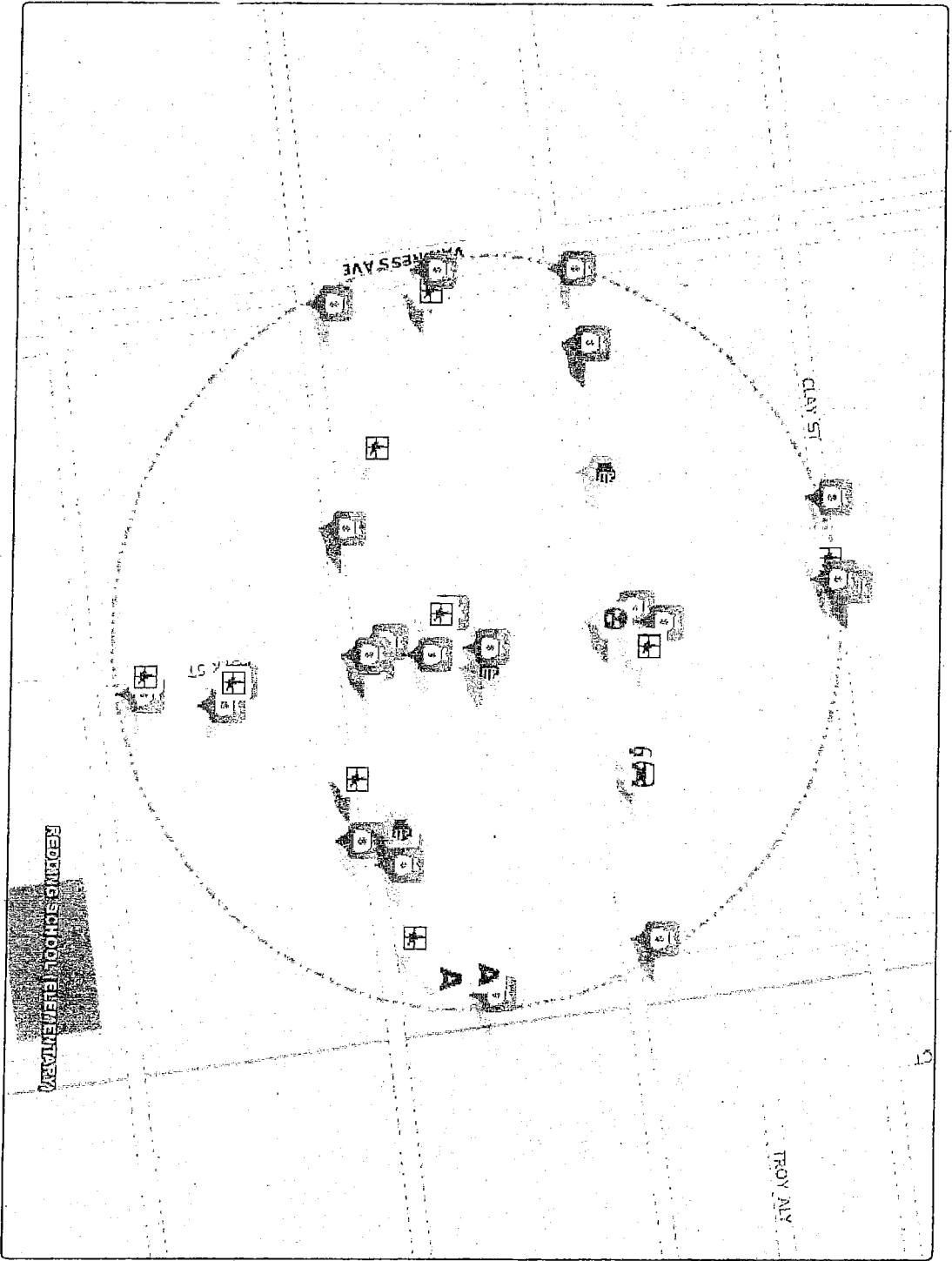
End of document

Call No	Agency	Call Type	Disposition
Report No	Jurisdiction	Dispatch Area	# Prior Calls
Unit ID	Origin	Dept ID	Priority
Rep Area	Area	Sector	
Location 1552 POLK			Range
Apartment	City		
Entry Oper	Dispatch Oper		
From Date 03/31/2012	To Date 09/30/2012	From Time	To Time
Comments			
 Search			

No hits found

1552 Polk

San Francisco Police Department

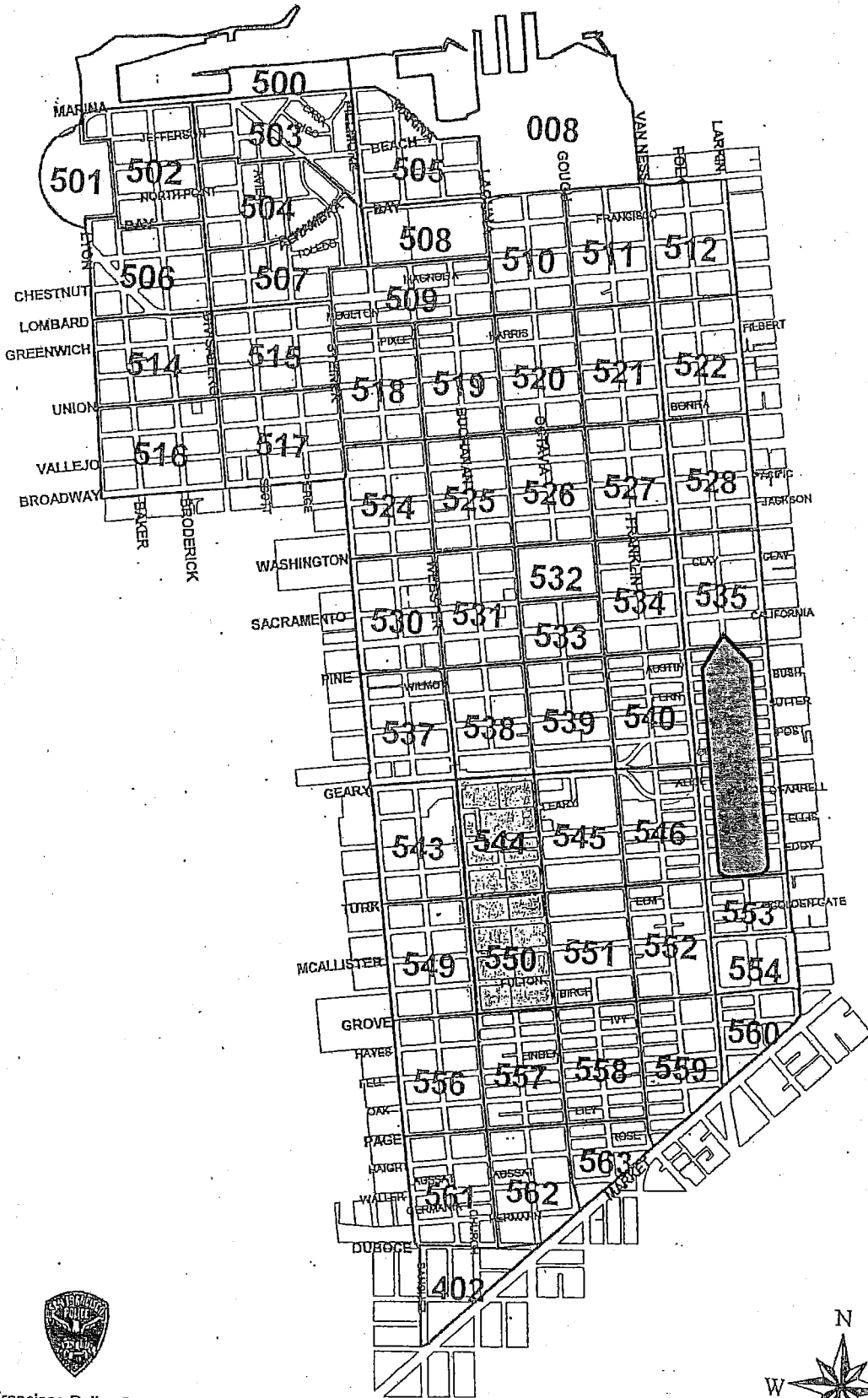


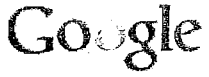
Map Legend	
	Incidents (117)
	Larceny/Theft (71)
	Burglary (23)
	Vehicle Theft (12)
	Assault (4)
	Robbery (4)
	Warrants (3)

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.


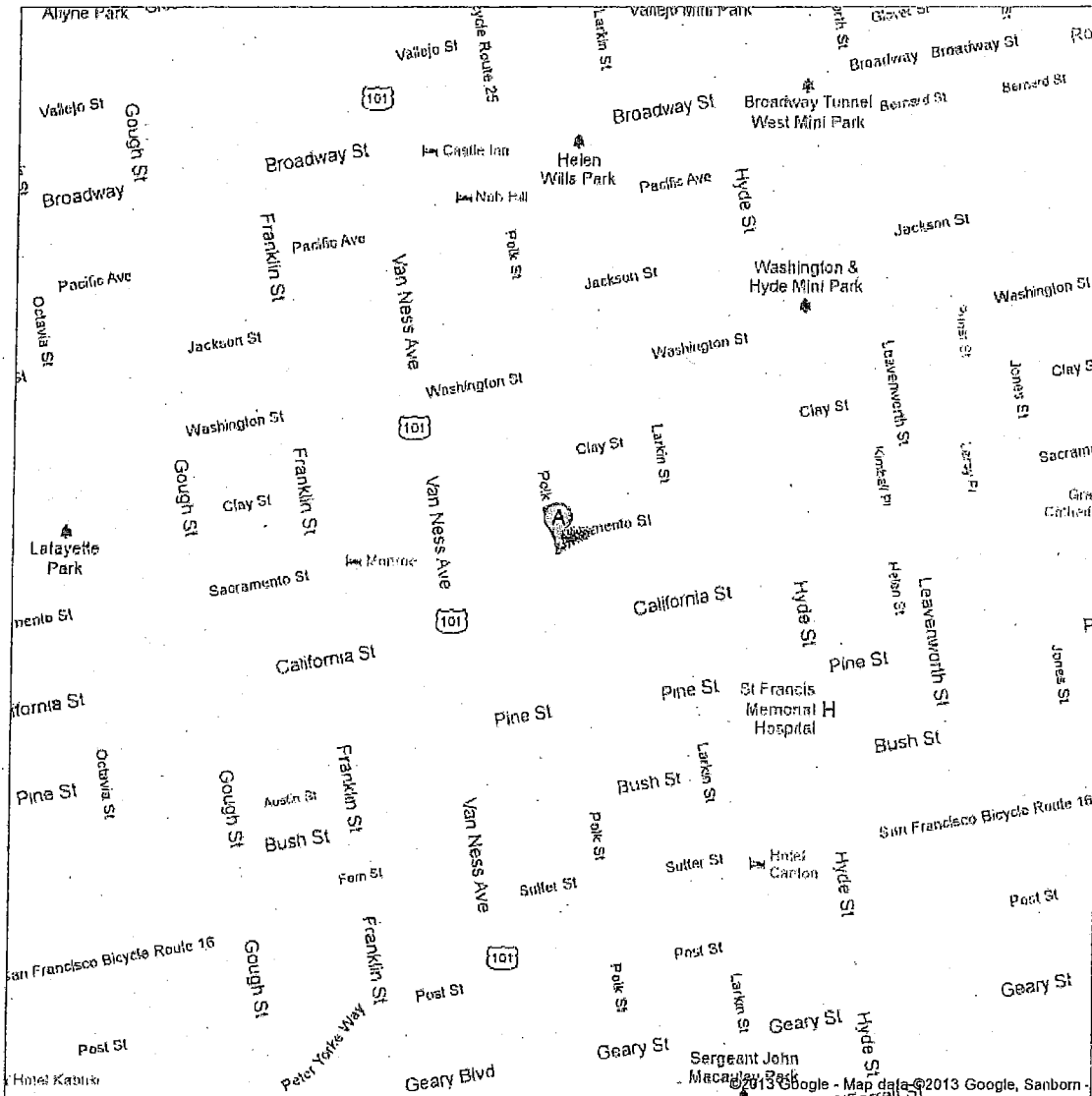
NORTHERN DISTRICT Major Streets & Reporting Plots

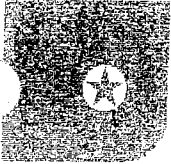




Address 1552 Polk St
San Francisco, CA 94109

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



**middle polk
neighborhood association**

November 16, 2012

Mr. Frank Slacik
Blue Fog Market
1552 Polk Street
San Francisco, CA 94109

Dear Frank:

The Middle Polk Neighborhood Association is excited about the upcoming opening of the Blue Fog Market on Polk and Sacramento. We thank you for presenting to our members at our September Middle Polk meeting and being available for questions at our October meeting. As you know, you have great support for your business within the neighborhood.

We appreciate the keen eye you are paying that corner in keeping it spotless, even before your official opening. We believe the neighborhood will greatly benefit from your business which will offer gourmet coffee service and pastries, prepared artisan foods for take-out, and a limited off-sale wine and beer selection to compliment the prepared take-out food (note: wine and beer shall be locked in the display cases after 10:00PM every night and will not be sold after that time). Our neighborhood is in the process of working on legislation to address the proliferation of alcohol sales within Middle Polk. We believe your business will be neighborhood-serving and will be fully in line with this forward-looking legislation.

We look forward to Blue Fog Market being a great addition to our neighborhood. Please let us know if we can be of any assistance to you. Thank you.

Kindest regards,

Dawn S. Trennert

Dawn Trennert
Chair

dawn@middlepolk.org 415.314.0772

www.middlepolk.org

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

Blue Fog Markets, LLC
Frank Slacik
Managing Member
1552 Polk Street
San Francisco, CA 94109
cell: (415) 706-7639

BLUE FOG MARKET
PUBLIC CONVENIENCE AND NECESSITY

To The San Francisco Board of Supervisors:

This letter describes the operations of Blue Fog Market and shows Public Convenience and Necessity.

Although our store, at 1552 Polk Street, is located in what the ABC deems an over-concentrated area for alcohol establishments, we feel that our specialty-food market qualifies for Public Convenience and Necessity.

1. I've been in close contact with the Dawn Trennert and Frank Cannata of the Middle Polk Neighborhood Association while planning the renovation and opening of the store. I've presented to the members of the association and they support my ABC application. See enclosed letter.
2. Our hours of operation are 7:00AM – 9:00PM Sunday through Thursday. On Friday and Saturday nights we stay open later, but I've agreed with the Middle Polk Neighborhood Association to stop selling alcohol at 10:00PM. We will lock the coolers at that time.
3. The premises are located in the Middle Polk corridor, below Nob Hill one block north of California Street. Customers are drawn from the many residents, shop employees and office workers in this residential and commercial business-friendly area.
3. Blue Fog Market (www.bluefogmarket.com) is a gourmet deli and upscale café, with deli sandwiches, custom salads, espresso coffee, pastry, grab & go dinners, cheese and hors d'heuvres sold for carry-out.
4. The management of Blue Fog Markets has experience with alcohol sales. We currently have a Type 21 license at our other store located in Pacific Heights/Cow Hollow at 2567 Gough Street. Less than 10% of Blue Fog's sales come from wine and beer sales.

5. At 1552 Polk Street, as at Gough Street, we'll carry predominantly boutique wines and specialty micro-brew beers for single-bottle purchase, and stock simply a single cooler of each, red wine, white wine and beer.

6. Employees will go to ABC LEAD training, so they will serve customers responsibly.

The license we are applying for and transferring is a Type 20, off-sale beer & wine license. It is being transferred from 5621 Geary Blvd 94121 (Israel's Kosher Meat & Poultry) to 1552 Polk Street 94109.

I'm very happy to meet with members of the Board of Supervisors to discuss any concerns they may have.

Sincerely,

Frank Slacik
Managing Member
Blue Fog Markets, LLC

cc: Supervisor David Chiu
Dawn Trennert, MPNA

From: Frank Slacik <frank@bluefogmarket.com>
To: <david.frias@sfgov.org>
Date: Monday, April 08, 2013 10:56AM
Subject: Blue Fog Market - Type 20 License - 1552 Polk Street

Officer Frias,

Thanks for calling me back to discuss my ABC application.

Its a Type 20, off sale of beer and wine, for my new location at 1552 Polk Street. I've had contact with Dawn Trennert and the Middle Polk Neighborhood Association. She has provided me a letter from the association supporting my application, which I've attached to this email.

I've also attached the letter I sent with the official ABC notice to 1300 neighbors as part of the application process.

I posted the ABC window sign in my window on Thursday March 28, and the mailing to the neighborhood occurred on Monday April 1.

Another point of reference for you regarding me is Mike Amoroso, who I know from the Saint Vincent de Paul elementary school where our children attend.

I look forward to meeting you when you stop by. I can be reached at the number below.

Take care,

Frank Slacik
Managing Member
Blue Fog Markets, LLC
www.bluefogmarket.com
(415) 706-7639

Attachments:

Middle Polk - Support for ABC Applc.pdf BFM Polk - Neighborhood ABC Letter.docx BFM Polk.jpeg



March 28, 2013

Dear Neighbors,

I've applied for an ABC Type 20 license for the off-sale of beer and wine by Blue Fog Market here at 1552 Polk Street.

Naturally, I've spoken with the Middle Polk Neighborhood Association. They support my ABC application, and I've assured them that I will cease all sales of beer and wine by 10PM each night.

I understand the current environment along Polk Street and the sentiments that many people have towards liquor sales in the area. Blue Fog Market is not a destination spot for alcohol, and I will not allow it to become one.

I assure you that beer and wine sales are a minor part of Blue Fog Market's business, amounting to less than 10% of sales. However, craft beer and boutique wine are natural compliments to the artisan sandwiches, gourmet dinners, cheese and hors d'oeuvres we provide, and so while minor, they are an important and sophisticated part of our product offering. I invite you to visit our other store at 2567 Gough Street to better understand this aspect of Blue Fog's business.

Thank you for the friendly welcome we received when we opened this store in January. We look forward to a long relationship with the Polk neighborhood. Please contact me if I can answer any questions for you or assist you in any manner.

Best regards,

Frank Slacik
Managing Member
Blue Fog Markets, LLC
frank@bluefogmarket.com

November 16, 2012

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San Francisco, CA 94109

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Dawn S. Trennert
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Best regards,

Frank Slacik
Managing Member
Blue Fog Markets, LLC
frank@bluefogmarket.com

DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL

PUBLIC NOTICE OF APPLICATION TO SELL ALCOHOLIC BEVERAGES

APPLICANT BLUE FOG MARKETS LLC
 TYPE OF LICENSE 20 - Off Sale Beer and Wine
 BUSINESS NAME Blue Fog Market
 ADDRESS OF PREMISES 1552 Polk St, San Francisco, CA 94109
 APPLICANT HAS FILED FOR: NEW LICENSE PREMISES TO PREMISES TRANSFER / person to person
 CHANGE IN LICENSE PRIVILEGES

IF A VERIFIED PROTEST IS TO BE MADE AGAINST THIS APPLICATION, IT MUST BE RECEIVED BY ANY OFFICE OF THE DEPARTMENT OR DEPARTMENTAL HEADQUARTERS, 3927 LENNAE DRIVE, SUITE 100, SACRAMENTO 95834, WITHIN 30 DAYS OF DATE POSTED. PROTESTS MUST BE VERIFIED. FURTHER INFORMATION REGARDING THIS APPLICATION AND VERIFICATION FORMS MAY BE OBTAINED AT

SAN FRANCISCO A.B.C. DIST. OFFICE
 33 NEW MONTGOMERY ST., SUITE 1230
 SAN FRANCISCO, CA 94105
 TEL. 415-356-6500

WARNING
 Every person who intentionally, directly, or indirectly, causes to be, or attempts to be, posted in violation of the provisions of the Liquor Code, shall be liable to a fine of not more than \$10,000 and to imprisonment for not more than 6 months.

28 March 2013
 San Fog

PREMISES ARE (NOT NOW) ~~NOT~~ LICENSED TO SELL ALCOHOLIC BEVERAGES.

04/11/2013



BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 544-5227

PROOF OF ON-SITE POSTING

Legislative File Nos. 120361 & 120363

Description of Items:

File No. 120361 Summary Street Vacation - Portion of San Jose Avenue
Between 27th Street and Cesar Chavez Street - California
Pacific Medical Center: St. Luke's Campus

File No. 120363 Land Transfer Agreement - Sale of a Portion of San Jose
Avenue Between 27th Street and Cesar Chavez Street - Sutter
West Bay Hospitals - California Pacific Medical Center: St.
Luke's Campus

I, DEBUT HANLEY, an employee of the City and
County of San Francisco, posted the above described document(s) in at least three (3)
public places along the street(s) to be affected at least fourteen (14) days in advance of
the hearing (pursuant to CA Streets and Highways Code, Section 970.5):

Date: 05/31/13

Time: NOON

Location: SAN JOSE AVE @ CESAR CHAVEZ
@ INTERSECTION W/
27th STREET

Signature:

Instructions: Upon completion, original must be filed in the above referenced file.

LIQUOR LICENSE REVIEW

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

File: 130307

*Block/lot: 0649 / ~~017~~ (00)
Zoning: ~~res~~ Polk
Quad: NE
map # 1300464*

TO: Police Department
Inspector Nelly Gordon
Inspector Joseph Fong
Fax No.: 553-1463

DATE: April 3, 2013

This item is tentatively scheduled to be heard in four to six weeks.
PLEASE EMAIL YOUR RESPONSE BY: May 15, 2013, to Derek Evans, Clerk,
Neighborhood Services and Safety Committee.
Derek.Evans@sfgov.org - Fax No: 554-7714

Applicant Name: Frank Slacik
and Business Name: Blue Fog Markets, LLC
(1552 Polk Street)

Applicant Address: 1552 Polk Street
San Francisco, CA 94109
and Phone No. (415) 706-7639

PLANNING COMMENTS: Approval Denial

*Permitted use of Type 20 licenses per Section
790.102(a)(b) of the Planning Code*

*Janice Spambly
5/28/13*

POLICE COMMENTS: Approval Denial

8-6392

BOS-11
Leg Clerk

March 29, 2013

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

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO
2013 MAR 29 PM 2:50

BLUE FOG MARKET
1552 POLK STREET
PUBLIC CONVENIENCE AND NECESSITY

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2. Our hours of operation are 7:00AM – 9:00PM Sunday through Thursday. On Friday and Saturday nights we stay open later, but I've agreed with the Middle Polk Neighborhood Association to stop selling alcohol at 10:00PM. We will lock the coolers at that time.
3. The premises are located in the Middle Polk corridor, below Nob Hill one block north of California Street. Customers are drawn from the many residents, shop employees and office workers in this residential and commercial business-friendly area.
3. Blue Fog Market (www.bluefogmarket.com) is a gourmet deli and upscale café, with deli sandwiches, custom salads, espresso coffee, pastry, grab & go dinners, cheese and hors d'heuvres sold for carry-out.
4. The management of Blue Fog Markets has experience with alcohol sales. We currently have a Type 21 license at our other store located in Pacific Heights/Cow Hollow at 2567 Gough Street. Less than 10% of Blue Fog's sales come from wine and beer sales.

5. At 1552 Polk Street, as at Gough Street, we'll carry predominantly boutique wines and specialty micro-brew beers for single-bottle purchase, and stock simply a single cooler of each, red wine, white wine and beer.

6. Employees will go to ABC LEAD training, so they will serve customers responsibly.

The license we are applying for and transferring is a Type 20, off-sale beer & wine license. It is being transferred from 5621 Geary Blvd 94121 (Israel's Kosher Meat & Poultry) to 1552 Polk Street 94109.

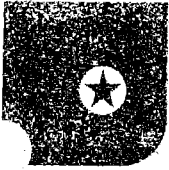
I'm very happy to meet with members of the Board of Supervisors to discuss any concerns they may have.

Sincerely,



Frank Slacik
Managing Member
Blue Fog Markets, LLC
1552 Polk Street
San Francisco, CA 94109
frank@bluefogmarket.com
cell: (415) 706-7639

cc: Supervisor David Chiu
Dawn Trennert, MPNA



**middle polk
neighborhood association**

November 16, 2012

Mr. Frank Slacik
Blue Fog Market
1552 Polk Street
San Francisco, CA 94109

Dear Frank:

The Middle Polk Neighborhood Association is excited about the upcoming opening of the Blue Fog Market on Polk and Sacramento. We thank you for presenting to our members at our September Middle Polk meeting and being available for questions at our October meeting. As you know, you have great support for your business within the neighborhood.

We appreciate the keen eye you are paying that corner in keeping it spotless, even before your official opening. We believe the neighborhood will greatly benefit from your business which will offer gourmet coffee service and pastries, prepared artisan foods for take-out, and a limited off-sale wine and beer selection to compliment the prepared take-out food (note: wine and beer shall be locked in the display cases after 10:00PM every night and will not be sold after that time). Our neighborhood is in the process of working on legislation to address the proliferation of alcohol sales within Middle Polk. We believe your business will be neighborhood-serving and will be fully in line with this forward-looking legislation.

We look forward to Blue Fog Market being a great addition to our neighborhood. Please let us know if we can be of any assistance to you. Thank you.

Kindest regards,

Dawn S. Trennert

Dawn Trennert
Chair

dawn@middlepolk.org 415.314.0772
www.middlepolk.org



March 28, 2013

Dear Neighbors,

I've applied for an ABC Type 20 license for the off-sale of beer and wine by Blue Fog Market here at 1552 Polk Street.

Naturally, I've spoken with the Middle Polk Neighborhood Association. They support my ABC application, and I've assured them that I will cease all sales of beer and wine by 10PM each night.

I understand the current environment along Polk Street and the sentiments that many people have towards liquor sales in the area. Blue Fog Market is not a destination spot for alcohol, and I will not allow it to become one.

I assure you that beer and wine sales are a minor part of Blue Fog Market's business, amounting to less than 10% of sales. However, craft beer and boutique wine are natural compliments to the artisan sandwiches, gourmet dinners, cheese and hors d'oeuvres we provide, and so while minor, they are an important and sophisticated part of our product offering. I invite you to visit our other store at 2567 Gough Street to better understand this aspect of Blue Fog's business.

Thank you for the friendly welcome we received when we opened this store in January. We look forward to a long relationship with the Polk neighborhood. Please contact me if I can answer any questions for you or assist you in any manner.

Best regards,

Frank Slacik
Managing Member
Blue Fog Markets, LLC
frank@bluefogmarket.com



16.00

POLK

BLUE FOG
MARKET

OPEN

BLUE FOG
MARKET

ARTISAN TAILORED COOKIES
SALADS CHOCOLATE PASTRY

GOURMET
GRAB & GO

17821

Evans, Derek

From: Frank Slacik [frank@bluefogmarket.com]
Sent: Sunday, June 02, 2013 5:08 PM
To: Evans, Derek
Subject: Re: Blue Fog Market docs

Derek,

I struck me today that a couple pictures of my Polk store may be useful to the Board members, since those other than Supervisor Chiu may not have visited the store. It may help to know I have an upscale and clean store that has improved the look of the neighborhood. I'm sending you three emails that have three pictures attached, 1) the current look as a Blue Fog Market, 2) the previous look as Nob Hill Beverages (red), and 3) a current picture of the inside of the market.

Take care,

Managing Member
Blue Fog Markets, LLC
(415) 706-7639

www.bluefogmarket.com

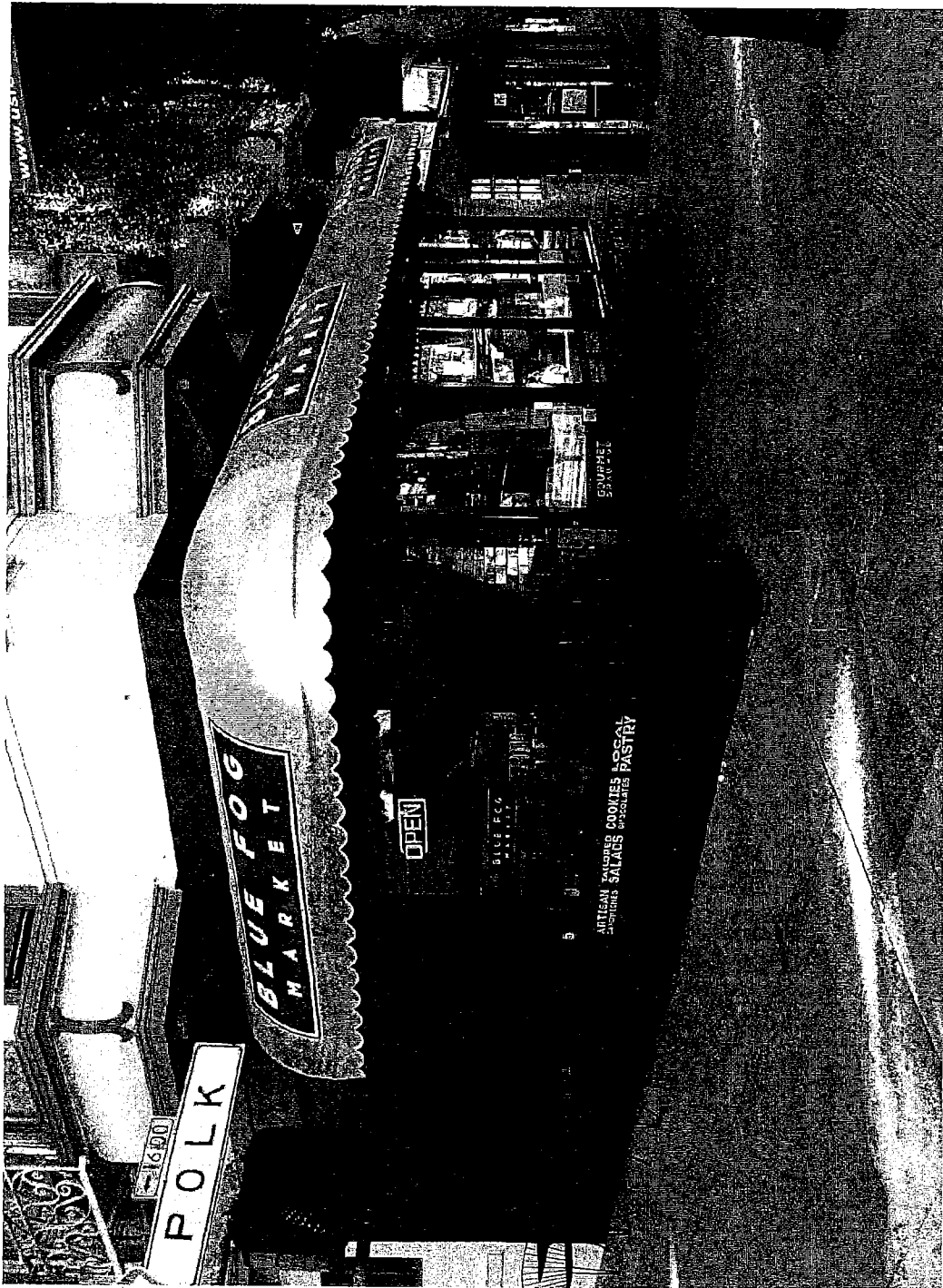
From: Frank Slacik <frank@bluefogmarket.com>
Date: Friday, May 31, 2013 4:31 PM
To: <derek.evans@sfgov.org>
Subject: Blue Fog Market docs

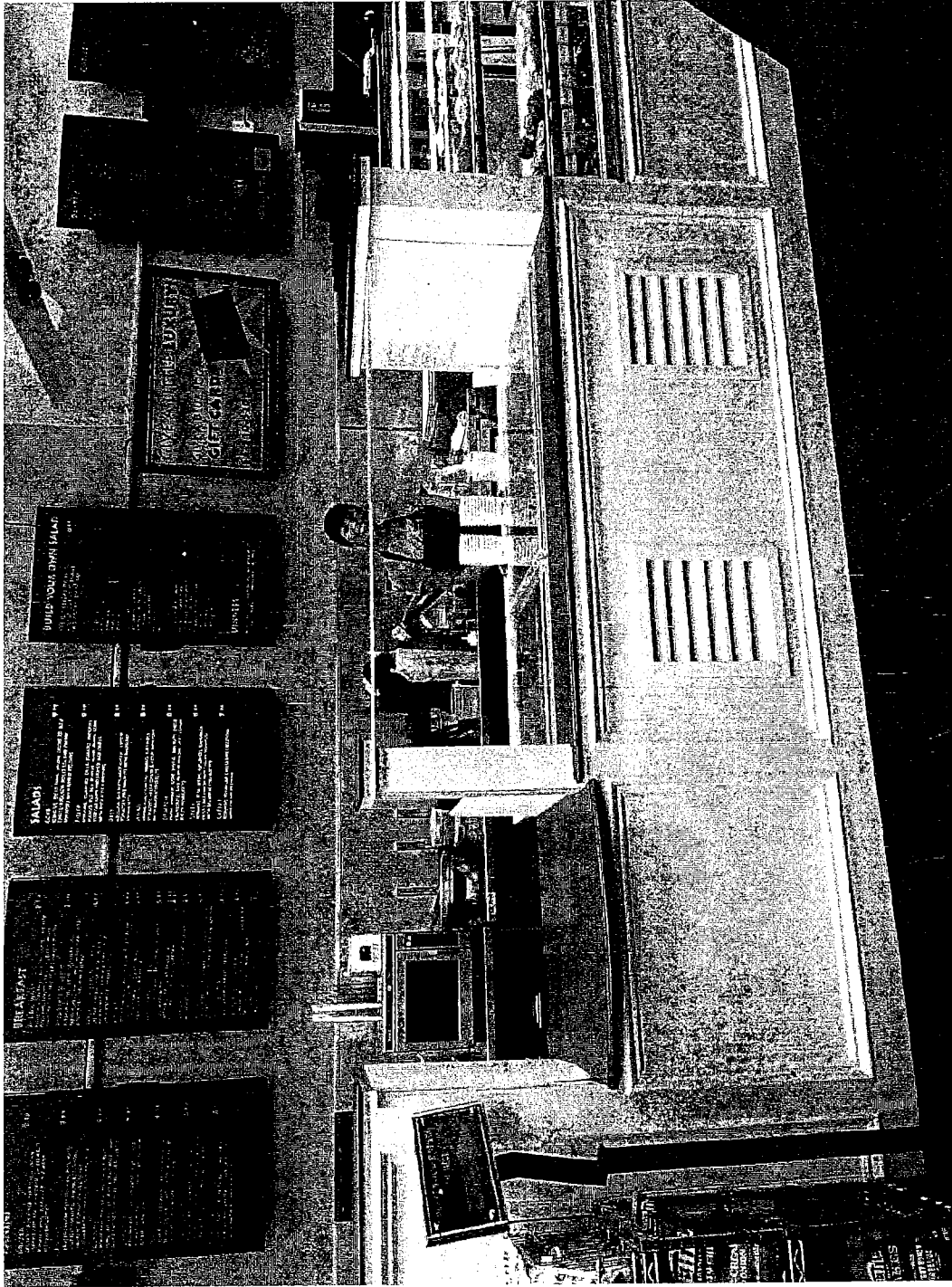
Derek,

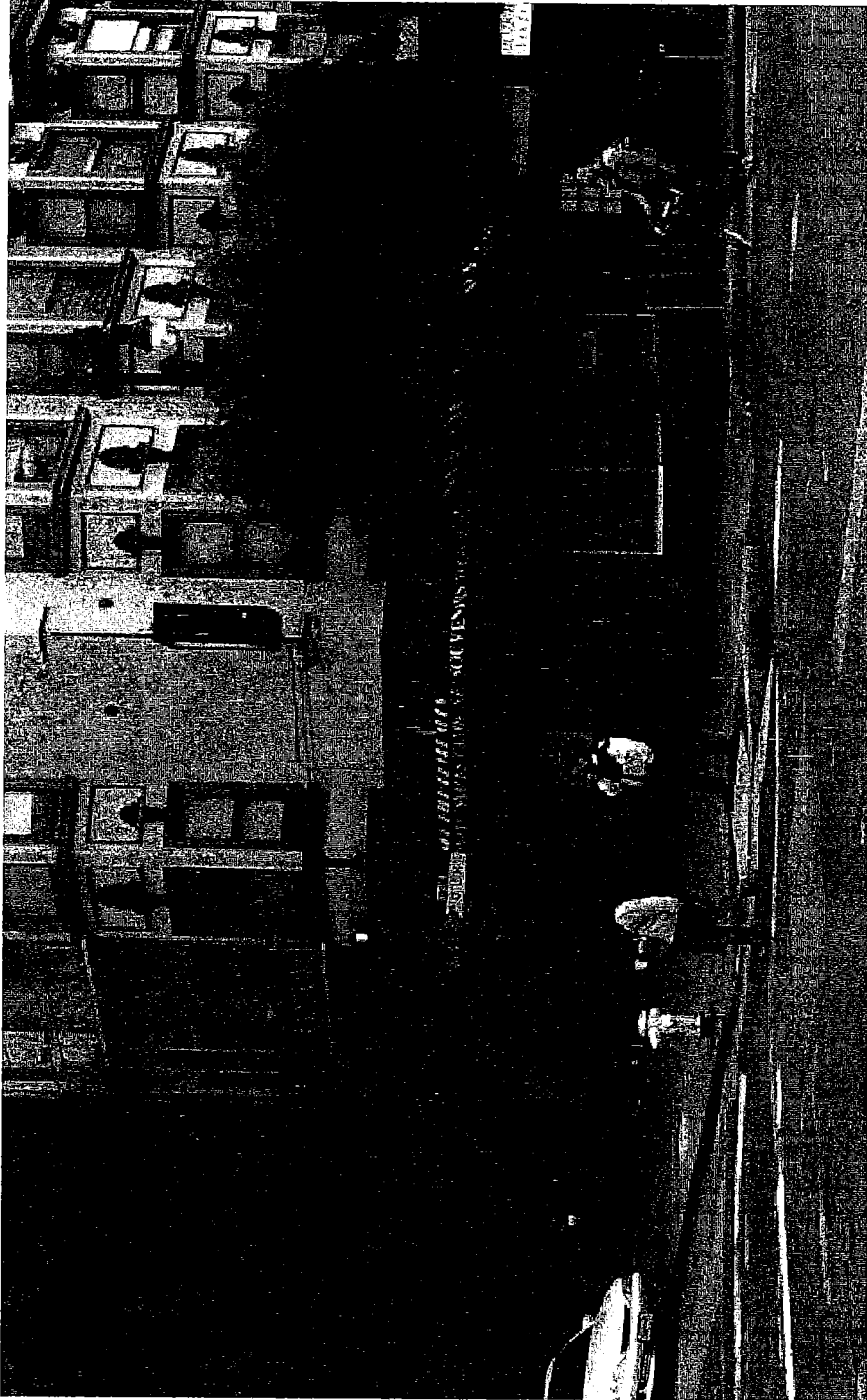
I've attached the letter of support from the Middle Polk Neighborhood Assoc, and the open letter to the neighborhood I posted in my store window alongside the ABC notice for 30 days. The PCN letter too.

Frank Slacik
Managing Member
Blue Fog Markets, LLC
(415) 706-7639

www.bluefogmarket.com







LIQUOR LICENSE REVIEW

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

File: 130307

TO: Police Department
Inspector Nelly Gordon
Inspector Joseph Fong
Fax No.: 553-1463

DATE: April 3, 2013

This item is tentatively scheduled to be heard in four to six weeks.

PLEASE EMAIL YOUR RESPONSE BY: May 15, 2013, to Derek Evans, Clerk,
Neighborhood Services and Safety Committee.

Derek.Evans@sfgov.org - Fax No: 554-7714

Applicant Name: Frank Slacik
and Business Name: Blue Fog Markets, LLC
(1552 Polk Street)

Applicant Address: 1552 Polk Street
San Francisco, CA 94109
and Phone No. (415) 706-7639

PLANNING COMMENTS: Approval Denial

POLICE COMMENTS: Approval Denial

Evans, Derek

From: Board of Supervisors
Sent: Tuesday, June 04, 2013 11:33 AM
To: BOS-Supervisors; Evans, Derek
Subject: File 130307: Liquor License Transfer 1552 Polk

From: Marvis Phillips [<mailto:marvisphillips@gmail.com>]
Sent: Monday, June 03, 2013 6:58 PM
To: Board of Supervisors
Cc: Campos, David; Mar, Eric (BOS); Yee, Norman (BOS)
Subject: Liquor License Transfer 1552 Polk

Dear Neighborhood Services and Safety Committee Members:

A few months ago, you approved a PCN for CVS Pharmacy at 1049 Hyde Street which included a transfer of a liquor license from 1552 Polk Street as part of a community agreement with Lower Polk neighbors. That agreement was to eliminate a liquor offsale license from the Polk Street Corridor. Now, on June 6th, here comes a NEW liquor license for 1552 Polk (Item 3, File #130307). This license would transfer into the Polk Street Corridor neighborhood a Type 20 offsale beer and wine license, and create the problem all over again. We therefore encourage you to vote "No" on this transfer, and keep the area safer.

Sincerely,

Marvis J. Phillips
Public Safety Chair,
Alliance for a Better District 6
29-year Tenderloin Community Watch Block Captain

