

1 [Zoning - Alcoholic Beverage Sale Interim Controls]

2 RE-ENACTING INTERIM ZONING CONTROLS FOR AN ADDITIONAL SIX (6) MONTH
3 PERIOD TO PROHIBIT TEMPORARILY THE INTRODUCTION OF NEW
4 ESTABLISHMENTS OR EXPANSION OF EXISTING ESTABLISHMENTS SELLING
5 ALCOHOLIC BEVERAGES IN THE INNER SUNSET ALCOHOLIC BEVERAGE SPECIAL
6 USE DISTRICT AND MAKING FINDINGS OF CONSISTENCY WITH THE PRIORITY
7 POLICIES OF PLANNING CODE SECTION 101.1.

8 WHEREAS, On March 14, 1997, the City and County of San Francisco enacted
9 Resolution No. 186-97, which is on file with the Clerk of the Board of Supervisors in File No.
10 111-96-4; and,

11 WHEREAS, Resolution No. 186-97, adopted in accordance with the interim zoning
12 control provisions of Section 306.7 of the City Planning Code, created an eighteen (18) month
13 moratorium on the establishment of new enterprises or expansion of existing enterprises that
14 sell alcoholic beverages in the Inner Sunset Alcoholic Beverage Special Use District; and,

15 WHEREAS, On September 14, 1998, Resolution No. 186-97 expired; and,

16 WHEREAS, There is continued concern about the oversaturation of on-sale liquor
17 establishments in the Inner Sunset Alcoholic Beverage Special Use District so that the
18 existing moratorium should continue until permanent controls can be drafted, reviewed, and
19 considered for adoption; and,

20 WHEREAS, Planning Code Section 306.7(i) requires that the Department of City
21 Planning conduct a study of the contemplated zoning proposal and propose permanent
22 legislation; and,

23 WHEREAS, The Board of Supervisors has taken into account the time required to
24 study a contemplated zoning proposal to address establishments that sell alcoholic
25 beverages in the Inner Sunset Alcoholic Beverage Special Use District; and,

SUPERVISOR, TENG, BIERMAN, BROWN
BOARD OF SUPERVISORS

1 WHEREAS, An additional interim extension measure is needed to bridge the gap
2 between the initial moratorium and the development of permanent controls; and,

3 WHEREAS, The Board of Supervisors is authorized by Planning Code Section 306.7
4 to extend the duration of interim zoning controls for an additional six (6) months pending
5 completion of further study of measures necessary to address enterprises that sell alcoholic
6 beverages in and around the Inner Sunset Alcoholic Beverage Special Use District, which
7 measures could then be incorporated into draft permanent legislation for review and action by
8 appropriate City and County agencies, boards, commissions, and departments; and,

9 WHEREAS, The Board of Supervisors has balanced the hardship on business owners
10 from re-enacting the term of the interim controls against the detriment to the public if no
11 extension were adopted; now, therefore, be it

12 RESOLVED, That the Board of Supervisors hereby re-enacts the interim zoning
13 control moratorium on new and existing establishments that sell alcoholic beverages in the
14 Inner Sunset Alcoholic Beverage Special Use District, the terms of which are set forth in
15 Board of Supervisors Resolution No. 186-97, which is on file with the Clerk of the Board of
16 Supervisors in File No. 111-96-4; and be it

17 FURTHER RESOLVED, That the interim controls will become effective upon
18 enactment of this Resolution and shall remain in effect for a period of six months, or until the
19 adoption of permanent legislation regulating enterprises that sell alcoholic beverages in the
20 Inner Sunset Alcoholic Beverage Special Use District, whichever first occurs; and, be it

21 FURTHER RESOLVED, That these interim controls advance and are consistent with
22 the priority policies of Planning Code Section 101.1 in that they attempt to conserve existing

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SUPERVISOR TENG
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1 housing and neighborhood character, preserve residential neighborhoods, conserve City
2 commerce, and control uses that have an adverse impact on city services.

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4 APPROVED AS TO FORM:

5 LOUISE H. RENNE, City Attorney

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8 By:



Miriam L. Stomble
Deputy City Attorney

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SUPERVISOR TENG
BOARD OF SUPERVISORS



City and County of San Francisco

Tails

Resolution

Veterans Building
401 Van Ness Avenue, Room 308
San Francisco, CA 94102-4532

File Number: 981672

Date Passed:

Resolution re-enacting Interim Zoning Controls for an additional six (6) month period to prohibit temporarily the introduction of new establishments or expansion of existing establishments selling alcoholic beverages in the Inner Sunset Alcoholic Beverage Special Use District and making findings of consistency with the priority policies of Planning Code Section 101.1.

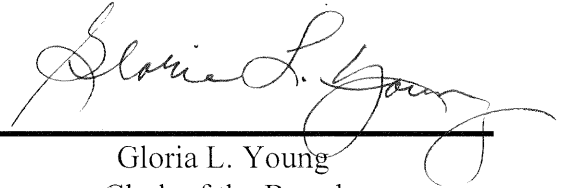
December 7, 1998 Board of Supervisors — ADOPTED

Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee

Absent: 2 - Medina, Newsom

File No. 981672

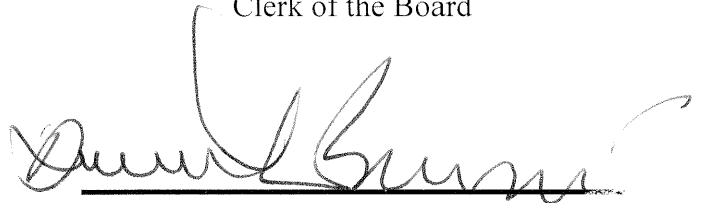
I hereby certify that the foregoing Resolution
was ADOPTED on December 7, 1998 by the
Board of Supervisors of the City and County
of San Francisco.



Gloria L. Young
Clerk of the Board

DEC 11 1998

Date Approved



Mayor Willie L. Brown Jr.

File No. 981672 continued...