File No.	<u> 150904</u>	 Committee Item No.	1
		Board Item No	26

COMMITTEE/BOARD OF SUPERVISORS

	AGENDA PACKET CONTE	ENTS LIST
Committee:	Public Safety and Neighborhood Services	Date January 21, 2016
Board of Sup Cmte Board	pervisors Meeting	Date <u>FBB WARY 2, 201</u> 6
	Motion Resolution Ordinance Legislative Digest Budget and Legislative Analyst Report Introduction Form Department/Agency Cover Letter an MOU Grant Information Form Grant Budget Subcontract Budget Contract/Agreement Form 126 – Ethics Commission Award Letter Application Public Correspondence	
OTHER	(Use back side if additional space is	needed)
	PCN Request - 9/14/15 Planning Department Response - 10/0 Police Department Response - 12/08/	
Completed Completed		

PREPARED IN COMMITTEE 1/21/2016

FILE NO. 150904

RESOLUTION NO.

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[Liquor License Transfer - 282-2nd Street]

Resolution determining that the transfer of a Type 21 off-sale general license from 246-B 2nd Street to 282-2nd Street (District 6), to Oussama Mannaa, for Soma Wines and Spirits, Inc., dba Soma Wines and Spirits, will serve the public convenience or 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, Oussama Mannaa is seeking the transfer of a Type 21 off-sale general license from 246-B 2nd Street to 282-2nd Street Soma Wines and Spirits, Inc., dba Soma Wines and Spirits; and

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

WHEREAS, The Police Department has filed zero (0) protests 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 of alcoholic beverages shall be permitted between the hours of 8:00 a.m. and 12:00 a.m. midnight daily; 2) the sale, service and consumption of powdered alcohol or like non-liquid alcoholic beverage based product is prohibited; 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; and 4) deliveries to the licensed premises shall be permitted only between the hours of 7:00 a.m. and 6:00 p.m.; 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 for the foregoing reasons that the transfer of a Type 21 off-sale general license from 246-B 2nd Street to 282-2nd Street to Oussama Mannaa, for Soma Wines and Spirits, Inc., dba Soma Wines and Spirits, 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.

Neighborhood Services & Safety Committee BOARD OF SUPERVISORS

Major, Erica (BOS)

From: Sent:

Nelly Gordon <nellyg96@aol.com> Friday, January 22, 2016 2:16 PM

To:

Major, Erica (BOS)

Subject:

Re: Inquiry - Report Sales Times

Hi Erica.

The hours are 8am-12midnight DAILY. I apologize for the confusion, it was a typo on my part. Thank you for catching that and have a great weekend!!

----Original Message----

From: Major, Erica (BOS) (BOS) <erica.major@sfgov.org>
To: Dinh, Dawn (POL) (POL) <dawn.dinh@sfgov.org>

Cc: Falzon, Dave (POL) (POL) <david.falzon@sfgov.org>; Gordon, Nelly (POL) (POL) <Nelly.Gordon@sfgov.org>

Sent: Fri, Jan 22, 2016 1:53 pm Subject: Inquiry - Report Sales Times

Hi Dawn,

Could you verify that the permit of sales is daily between the hours of 8 am and 12 midnight or only Sundays? The first page indicates daily but the conditions on page 3 says Sundays.

Please advise as it is reported into the legislation.

Thanks.

Erica Major Assistant Committee Clerk

Board of Supervisors 1 Dr. Carlton B. Goodlett Place, City Hall, Room 244 San Francisco, CA 94102 Phone: (415) 554-4441 | Fax: (415) 554-5163

Erica.Major@sfgov.org | www.sfbos.org

Click here to complete a Board of Supervisors Customer Service Satisfaction form.

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Disclosures: Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted. Members of the public are not required to provide personal identifying information when they communicate with the Board of Supervisors and its committees. All written or oral communications that members of the public submit to the Clerk's Office regarding pending legislation or hearings will be made available to all members of the public for inspection and copying. The Clerk's Office does not redact any information from these submissions. This means that personal information—including names, phone numbers, addresses and similar information that a member of the public elects to submit to the Board and its committees—may appear on the Board of Supervisors website or in other public documents that members of the public may inspect or copy.



San Francisco Police Department ABC Liaison Unit



Alcoholic Beverage License -Public Convenience and Necessity Recommendation

To:

The San Francisco Board of Supervisors' Committee on Public Safety

and Neighborhood Services

Supervisor Eric Mar Supervisor David Campos Supervisor Julie Christensen

From:

Lieutenant Dave Falzon

Officer in Charge

ABC Liaison Unit (ALU) 837-7269

Date:

December 8, 2015

Subject:

P.C.N. Investigation Regarding:

Soma Wines and Spirits Inc.

DBA: Soma wines and Spirits

282 2nd Street Christina West (213)417-2322

Christina West on behalf of Mr. Oussama Mannaa of Soma Wines and Spirits, Inc. has filed an application with the California Department of Alcoholic Beverage Control seeking a -Type 21 (Off-Sale General) License for 282 2nd Street (located between Folsom and Howard Streets).

Hours of Operation:

Daily

8 a.m.-12 a.m.

Digest:

Soma Wines and Spirits currently operates as an Off-Sale (beer, wine and distilled spirits) at 246B 2nd Street. The licensee wishes to relocate this business to 282 2nd Street which is on the same block as the current location. The premises will be adding a Mediterranean Deli. If approved, this license will allow Soma Wines and Spirits to sell Off-Sale General at this premises.

Letters of Protest:

No Record

Letters of Support:

No Record

Police Calls for Service:

From August 2014 to August 2015

2- Vehicle accident related. Complaint unknown related

Police Reports:

From August 2013 to August 2014

0

San Francisco Plot Information:

This premise is located in Plot 237

A High Crime area is defined as 98 or more police reports in a plot for the year of 2014.

This plot had 184 police reports for 2014, which is 86 over the Citywide "High Crime" average.

State Census Tract Information:

This premise is located in Census Tract 0615.00

Population for this tract is: 11,502

On-sale license authorized by census tract: 40 Active on-sale licenses: 143 with 1 pending

Off-sale licenses authorized by census tract: 11 Active off-sale licenses: 24 with 1 pending

D	epartm	ental	Reco	mmen	dation:

Points of consideration:

No opposition from Southern Station

Applicant premise is located in a "high crime" area.

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

- 0 Record of protest.
- 0 Record of support.

ALU Recommendation: Approval with the following conditions:

Conditions for Type 21 (Off-Sale General) 7 ENTEN WT; TYPO

- 1. Sales of alcoholic beverages shall be permitted Sunday between the hours of 8:00 a.m. and 12:00 Midnight daily.
- 2. The sale, service and consumption of powdered alcohol or like non-liquid alcoholic beverage based product is 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, dated
- 4. Deliveries to the licensed premises shall be permitted only between the hours of 7:00 a.m. and 6:00 p.m.

*It should be noted that these are the same conditions as on previous location and the applicant has no objection.

· End

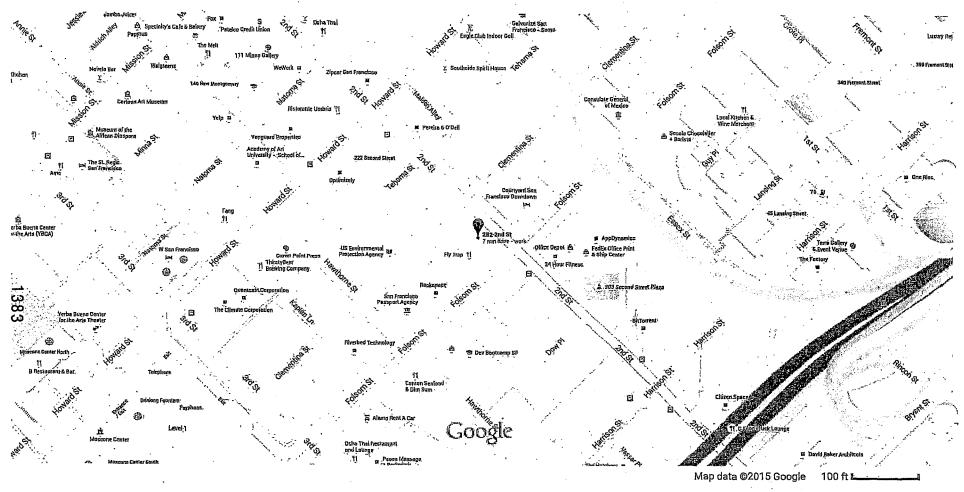
282 27th St (calls specific)

Incident No	CAD	Incident Type	Reported Date	Call Type	District	Priority	Address
	143240889	COMPLAINT UNKN	11/20/14 9:11	913	Southern	В	282 2ND ST #303
·	143532242	VEH ACCIDENT, NI	12/19/14 15:40	518	Southern	В	282 2ND ST

Total calls:

2







Google 282 2nd St



San Francisco, California Street View - Feb 2015

Image capture: Feb 2015 @ 2015 Google



LIQUOR LICENSE REVIEW

		dgers/CTYPLN vell/CTYPLN/S	FGOV@SFGOV			
TO:	Police Depa Lieutenant I Phone.: 578	David Falzon	flock l Vornie Que	s: C-3-0 d: NE	(SD)	•
DATE:	September :	14, 2015	Reco	rd#2015	-012242	LMS
PLEASE EN	MAIL YOUR R y Neighborho	RESPONSE BY od Services Co	neard in four to si ': October 15, 20 committee Clerk. org - Fax No: 55	015, to Derek Ev	rans,	
Applicant N and Busine		Oussama Ma SoMa Wines (282-2 nd Stree	and Spirits, Inc.			
Applicant A		282-2 nd Stree San Francisco (415) 595-360	o, CA 94105			
ABC UC ZONING	NG COMM	IPE 21 I	Approval SPECTION CONTROL C	N 210.2 - CARLY GR	.•	୪୯୦)
POLICE	COMMEN	15:		∐ Denial		

INFORMATION AND INSTRUCTIONS -

SECTION 23958.4 B&P

- Instructions
 This form is to be used for all applications for original issuance or premises to premises transfer of licenses.
 Part 1 is to be completed by an ABC employee, given to applicant with pre-application package, with copy retained in holding file or applicant's district file.
 - Part 2 is to be completed by the applicant, and returned to ABC.
 - Part 3 is to be completed by the local governing body or its designated subordinate officer or body, and returned to ABC.

PART 1 - TO BE COMPLETED BY A	BC					
1. APPLICANT'S NAME		•		· · · · · · · · · · · · · · · · · · ·		
SOMA WINE AND SPIRITS II						
2. PREMISES ADDRESS (Street number and name, city	. ,			3LICENSE TYPE	•	
282 2nd Street San Francisco 4. TYPE OF BUSINESS	, CA 94105			21		
Full Service Restaurant	Hofbrau/Cafeteria	Cocktail Lounge		Private Clu	,	
Deli or Specialty Restaurant	Comedy Club Night Club Veterans Club					
Cafe/Coffee Shop	Brew Pub	rew Pub Tavern: Beer Fraternal Club				
Bed & Breakfast:	Theater	Theater Tavern: Beer & Wine Wine Tasting Room			ng Room	
Wine only All					·	
Supermarket	Membership Store	Service Station		Swap Meet	/Flea Market	
Liquor Store	Department Store	Convenience Market		Drive-in Da	iry ·	
Drug/Variety Store	Florist/Gift Shop	Convenience Market w/	Gasoline	•		
Other - describe:						
5. COUNTY POPULATION	6. TOTAL NUMBER OF LICENSES IN	N COUNTY	7. RATIO OF LICEN	ISES TO POPULA	TION IN COUNTY	
836, 620	•	On-Sale x Off-Sale	1		On-Sale Off-Sale	
8. CENSUS TRACT NUMBER	9. NO. OF LICENSES ALLOWED IN	CENSUS TRACT	10. NO. OF LICENS	ES EXISTING IN	ENSUS TRACT	
615	11	On-Sale x Off-Sale	24		On-Sale x Off-Sale	
11. IS THE ABOVE CENSUS TRACT OVERCONCENT		e ratio of licenses to population in the	census tract exceed t	he ratio of licenses	to population for the entire county?)	
X Yes, the number of existing licenses ex	xceeds the number allowed					
No, the number of existing licenses is		,				
12. DOES LAW ENFORCEMENT AGENCY MAINTAIN	٦			_		
X Yes (Go to Item #13) 13. CRIME REPORTING DISTRICT NUMBER	No (Go to Item #20)	G DISTRICTS	15 TOTAL NUMBE	R OF OFFENSES	IN ALL REPORTING DISTRICTS	
237	653	a promiero	53,160			
16. AVERAGE NO. OF OFFENSES PER DISTRICT	17. 120% OF AVERAGE NUMBER O	F OFFENSES		R OF OFFENSES	IN REPORTING DISTRICT	
81	97		184			
19. IS THE PREMISES LOCATED IN A HIGH CRIME R		greater number of reported crimes the	an the average numb	er of reported crime	es as determined from all crime	
reporting districts within the jurisdiction of the local law Yes, the total number of offenses in the		receds the total number in iter	m #17			
No, the total number of offenses in the						
20. CHECK THE BOX THAT APPLIES (check only one						
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 i	nformation will be needed	
on this issue. Advise the applicant to	bring this completed form to A	BC when filing the application	n.			
b. If "Yes" is checked in either item #	11 or item #19, and the applica	ant is applying for a non-retail	license, a retail l	bona fide publi	c eating place license, a	
retail license issued for a hotel, motel	or other lodging establishment	t as defined in Section 25503.	.16(b) B&P, or a	retail license is	ssued in conjuction with a	
beer manufacturer's license, or wineg application or as soon as possible the		blicant to complete Section 2 t	and bring the cor	пріетеа тогті т	o ABC when filing the	
application of accounted possible and						
x c. If "Yes" is checked in either item #	11 or item #19, and the applica	ant is applying for an off-sale b	beer and wine lic	ense, an off-sa	ale general license, an on-	
sale beer license, an on-sale beer an	d wine (public premises) licens	e, or an on-sale general (pub	lic premises) lice	nse, advise th	e <u>applicant to take this form</u>	
to the local governing body, or its des ABC in order to process the application		<u>soay to nave tnem complete s</u>	Section 3. The c	ompietea torm	will need to be provided to	
ADO III order to process the approach		•				
Governing Body/Designated Subordin	ate Name: Board of S	upervisors				
FOR DEPARTMENT USE ONLY						
PREPARED BY (Name of Department Employee)					•	
Jason ABC-245 (rev. 01-11)		1386				

PART 2 - TO BE COMPLETED BY	THE AF(CANT (II	box #20b is checke	ed)		
necessity would be served by the iss	suance of the license	e. Please describe be	elow the reaso	ons why issuance of anoth	lic convenience or er license is justified in
					· £2:
					- M3 Q
				·	(C ()=
					L E FOR
					= 350
					000
					<u> </u>
	· · · · · · · · · · · · · · · · · · ·	·			
		•			•
		•			
22. APPLICANT SIGNATURE	·	····		23. DATE SIGNED	
			,	9/10/15	· · · · · · · · · · · · · · · · · · ·
PART 3)- TO BE COMPLETED BY	LOCAL OFFICIALS	(If box #20c is chec	ked)	•	
governing body of the area in which days of notification of a completed a Please complete items #24 to #30 b	the applicant premis pplication that public elow and certify or a	ses are located, or its c convenience or nec ffix an official seal, or	designated so essity would b attach a copy	ubordinate officer or body, he served by the issuance. y of the Council or Board r	determines within 90 esolution or a signed
•				,	
24. WILL PUBLIC CONVENIENCE OR NECESSITY	BE SERVED BY ISSUANCE (OF THIS ALCOHOLIC BEVERA	GE LICENSE?		
Yes	No .		See Attac	hed (i.e., letter, resolution, etc	c.)
25. ADDITIONAL COMMENTS, IF DESIRED (may in	clude reasons for approval or	denial of public convenience o	r necessity):	·	
•					
				•	
		•			
				,	
					<u> </u>
•					e undue concentration exists (i.e., the Business and Professions by the application unless the local ror body, determines within 90 issuance. From Board resolution or a signed blic convenience or necessity.
22. APPLICANT SIGNATURE 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. arr 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). Sections 23958 and 23958.4 of the Business and Professions Code requires the Department to deny the application unless the loc 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.					
·		_	•		
-					
ITY/COUNTY OFFICIAL NAME	· 27. CITY/COUNTY OFF	ICIAL TITLE		28. CITY/COUNTY OFFICIAL PHON	NE NUMBER
29. CITY/COUNTY OFFICIAL SIGNATURE			•	30. DATE SIGNED	



California Department of Alcoholic Beverage Control License Query System Summary as of 9/13/2015

License Information
License Number: 560676
Primary Owner: SOMA WINES AND SPIRITS INC
ABC Office of Application: 24 - SAN FRANCISCO
Business Name
Doing Business As: SOMA WINES AND SPIRITS
Business Address
Address: 282 2ND ST Census Tract: 0615.00
City: SAN FRANCISCO County: SAN FRANCISCO
State: CA Zip Code: 94105
Licensee Information
Licensee: SOMA WINES AND SPIRITS INC
Company Information
Officer: MANNAA, OUSSAMA MOHAMAD FAROUK (CHIEF FINANCIAL
OFFICER)
Officer: MANNAA, OUSSAMA MOHAMAD FAROUK
(PRESIDENT/TREASURER)
Officer: AZZGHAYER, SHIRLEY LYLA (SECRETARY/ASST SEC)
Stock Holder: AZZGHAYER SHIRLEY L & MANNAA OUSSAMA
MOHAMAD FAROUK
License Types
1) License Type: 21 - OFF-SALE GENERAL
License Type Status: PENDING
Status Date: 21-AUG-2015 Term: 12 Month(s)
Original Issue Date: Expiration Date:
Master: Y Duplicate: 0 Fee Code: P40
License Type was Transferred On: FROM: 21-475107
Current Disciplinary Action
No Active Disciplinary Action found
Disciplinary History
No Disciplinary History found
Hold Information

Hold Date: 21-AUG-2015	Type: FORM 220
Escrow	
No Escrow found	

--- End of Report ---

For a definition of codes, view our glossary.



California Department of Alcoholic Beverage Control License Query System Summary as of 9/13/2015

License Information

License Number: 475107

Primary Owner: SOMA WINES AND SPIRITS INC

ABC Office of Application: 24 - SAN FRANCISCO

Business Name

Doing Business As: SOMA WINES AND SPIRITS

Business Address

Address: 246 2ND ST Census Tract: 0615.00

City: SAN FRANCISCO County: SAN FRANCISCO

State: CA Zip Code: 94105

Licensee Information

Licensee: SOMA WINES AND SPIRITS INC

Company Information

Officer: MANNAA, OUSSAMA MOHAMAD FAROUK (CHIEF FINANCIAL

OFFICER)

Officer: MANNAA, OUSSAMA MOHAMAD FAROUK

(PRESIDENT/TREASURER)

Officer: AZZGHAYER, SHIRLEY LYLA (SECRETARY/ASST SEC)

Stock Holder: AZZGHAYER SHIRLEY L & MANNAA OUSSAMA

MOHAMAD FAROUK

License Types

1) License Type: 21 - OFF-SALE GENERAL

License Type Status: ACTIVE

Status Date: 21-JUL-2009 Term: 12 Month(s)

Original Issue Date: 21-JUL-2009 Expiration Date: 31-OCT-2015

Master: Y Duplicate: 0 Fee Code: P40

Condition: OPERATING RESTRICTIONS

License Type was Transferred On: 21-JUL-2009 FROM: 21-444030

License Type was Transferred On: TO: 21-560676

Current Disciplinary Action

... No Active Disciplinary Action found ...

Disciplinary History

No Disciplinary History found			***
Hold Information	-		
No Active Holds found			
Escrow			
No Escrow found			

--- End of Report ---

For a definition of codes, view our glossary.

RECEIVED BOARD OF SUPERVISOR (SAN FRANCISO)

02

September 10, 2015

Attn: Clerk of the Board

San Francisco Board of Supervisors

1 Dr. Carlton B. Goodlet Place, Room 244

San Francisco, CA. 94102

Re: PCN Request for the Transfer of a Type 21 Off-Sale Beer, Wine, Distilled Spirits Liquor License.

License Transfer From: 246B 2nd Street, San Francisco, To: 282 2nd Street,

San Francisco, CA. 94105

Oussama Mannaa - dba: Soma Wines & Spirits Inc. - 246B 2nd Street.

Dear Honorable Board of Supervisors

Soma Wines & Spirits has been a well-respected and responsible business in San Francisco's South of Market for a decade. We credit our success in the community to our loyal customers whom have over the years offered their ideas on how better we might serve not only local customers, but those visiting our great city as well. For the last couple of years, folks have asked us to offer a full service Mediterranean Deli, we have decided to honor that request. Our plan is to relocate our current fine wines and spirits shop to an address a few doors down from its current location in order to build-out a deli that will feature fine imported foods and that will make to order custom artisan sandwiches, salads, and anti-pasta sides.

Soma Wines & Spirits is respectfully requesting the City's approval to transfer its type 21 liquor license to an address only a few doors down from its current location, current location will be the home of our new Mediterranean Deli. We have conducted extensive community outreach, and have received no opposition to our business expansion plan.

Sincerely

Oussama Mannaa

415.595.3604

soma wines@yahoo.com

David Villa-Lobos

hlavid J. Villa Lobos

415.921.4192

<u>admin@communityleadershipalliance.net</u>