

File No. 160098 Committee Item No. 2
Board Item No. _____

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Public Safety and Neighborhood Services Date May 12, 2016

Board of Supervisors Meeting Date _____
Cmte Board

- | | | |
|-------------------------------------|--------------------------|--|
| <input type="checkbox"/> | <input type="checkbox"/> | Motion |
| <input type="checkbox"/> | <input 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"/> | Youth Commission Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Introduction Form |
| <input checked="" type="checkbox"/> | <input 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 type="checkbox"/> | <input type="checkbox"/> | Application |
| <input type="checkbox"/> | <input type="checkbox"/> | Public Correspondence |

OTHER (Use back side if additional space is needed)

- | | | |
|-------------------------------------|--------------------------|---------------------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | PCN Request Letter - 02/01/2016 |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | LL Referral - 02/01/2016 |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Response Planning - 02/22/2016 |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Response Police - 05/05/2016 |
| <input type="checkbox"/> | <input type="checkbox"/> | _____ |
| <input type="checkbox"/> | <input type="checkbox"/> | _____ |
| <input type="checkbox"/> | <input type="checkbox"/> | _____ |
| <input type="checkbox"/> | <input type="checkbox"/> | _____ |
| <input type="checkbox"/> | <input type="checkbox"/> | _____ |
| <input type="checkbox"/> | <input type="checkbox"/> | _____ |
| <input type="checkbox"/> | <input type="checkbox"/> | _____ |
| <input type="checkbox"/> | <input type="checkbox"/> | _____ |
| <input type="checkbox"/> | <input type="checkbox"/> | _____ |
| <input type="checkbox"/> | <input type="checkbox"/> | _____ |

Completed by: Erica Major Date May 6, 2016
Completed by: _____ Date _____

RECEIVED VIA EMAIL
5/5/2016
FILE NO. 160098



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 Jane Kim
Supervisor John Avalos
Supervisor David Campos

From: Lieutenant Dave Falzon
Officer in Charge
ABC Liaison Unit (ALU) 415-837-7876

Date: May 4, 2016

Subject: P.C.N. Investigation Regarding: Ngo, Howard Hiem
DBA: DUC LOIS PANTRY
5900- 3RD Street
Howard Ngo

Mr. Howard Ngo on behalf of dba: DUC LOIS PANTRY has filed an application with the California Department of Alcoholic Beverage Control seeking a -Type 21 (Off- Sale General) License for 5900- 3rd Street (located between Egbert Avenue and Carroll Avenue).

Hours of Operation:

7 Days a Week: 7:00 am -10:00 pm

Digest:

DUC LOIS PANTRY is a family owned Supermarket which will be located on the ground floor of 5900 3RD Street (previously this space was occupied by Fresh & Easy with an ABC type-20 off-sale beer and wine license) in San Francisco's Bayview District. DUC LOIS PANTRY has been operating in the Mission District since 1987, which also has an Alcohol License. If approved, this license will allow DUC LOIS PANTRY to sell off-sale Beer, Wine and Distilled Spirits.

Letters of Protest:

0 Protest

Letters of Support:

0 Support

Police Calls for Service:

From December 2014 to December 2015

0 calls for service

Police Reports:

From December 2014 to December 2015

0 police reports

San Francisco Plot Information:

This premise is located in Plot **343**

A Low Crime area is defined as **98** or more police incident in a plot for the year of **2014**.

This plot had **48** police incident for **2014**, which is **50** under the Citywide "**High Crime**" average.

State Census Tract Information:

This premise is located in Census Tract: **233.00**

Population for this tract is: **2,634**

On-sale license authorized by census tract: **9**

Active on-sale licenses: **3** with **0** pending

Off-sale licenses authorized by census tract: **2**

Active off-sale licenses: **3** with **0** pending

Departmental Recommendation:

Points of consideration: **1**

No opposition from **Bayview Station**

Applicant premise **is** located in a “**Low 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:**

1. Sales of alcoholic beverages shall be permitted between the hours of 7:00 am to 10:00 pm each day of the week.
2. No distilled spirits shall be sold in bottles or containers smaller than 600ml.
3. The sale of beer or malt beverages in quantities of quarts, 22oz, 32oz, 40oz, or similar size containers is prohibited. No beer or malt beverages shall be sold in quantities of less than six per sale.
4. Beer, malt beverages, and wine coolers in containers of 16 oz or less cannot be sold by single containers, but must be sold in manufacturer pre-packaged multi-unit quantities.
5. No noise shall be audible beyond the area under control of the license.

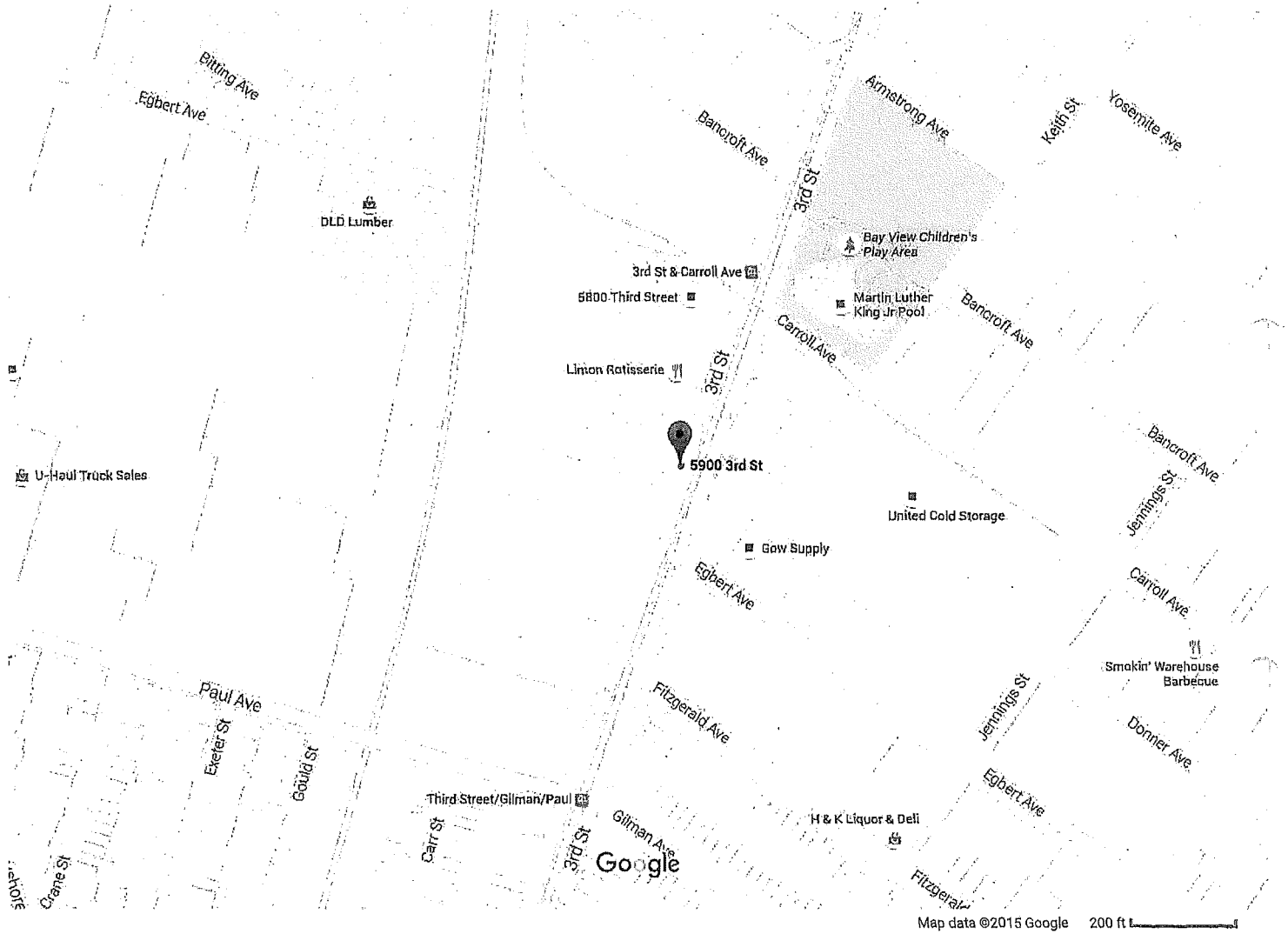
6. No pre-package beer or malt beverages shall be sold as single unit sales.
7. No wine shall be sold with an alcoholic content of great than 15% by volume except for "Dinner Wines" which have been aged two years or more and maintained in corded bottles.
8. Loitering (loitering is defined as "to stand 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.
9. 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 week day.
10. The petitioner(s) shall be responsible for maintaining free of litter the area adjacent to the premises over which they have control.
11. The sale, service and consumption of powder alcohol or like non-liquid alcoholic beverage based product is prohibited.
12. No more than 5% of the square footage of the premises will be used for the display of alcoholic beverages.
13. All sales of distilled spirts shall be done from behind a counter, at no time shall a customer have direct access or self-service access to distilled spirts.

❖ **It should be noted that the Applicant agrees with all the above conditions.**

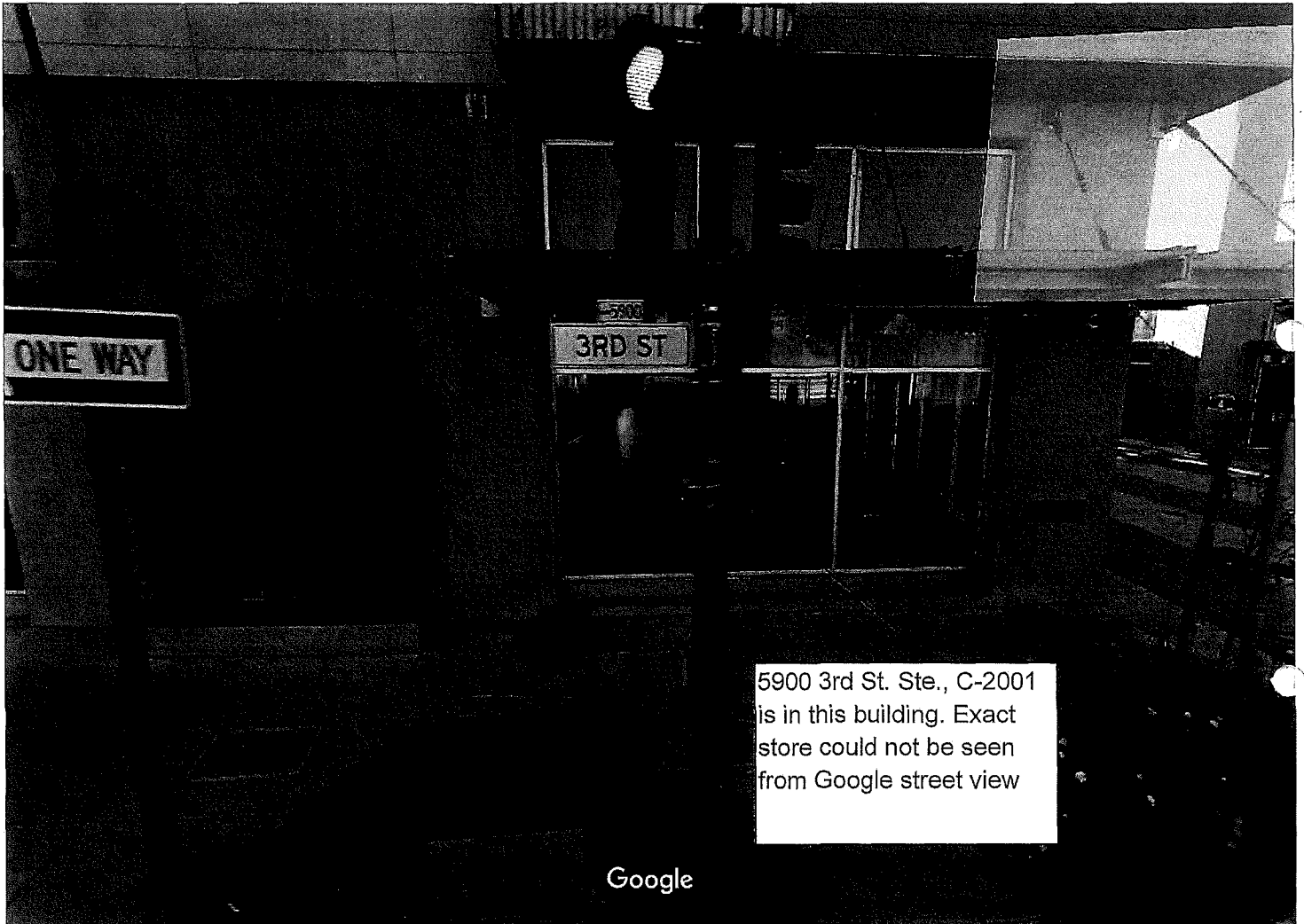
End

1/22/2015

5900 3rd St - Google Maps



Map data ©2015 Google 200 ft



dist

LIQUOR LICENSE REVIEW

TO: Planning Department **File:** 160098
AnMarie Rodgers/CTYPLN/SFGOV
Georgia Powell/CTYPLN/SFGOV@SFGOV
Fax No.: 558-6409

*Block/lot: 5431 B/092
Zoning: M-1
Quadr: SE
Record # 2016-001777 MIS*

TO: Police Department
Lieutenant David Falzon
Phone: 575-6097

DATE: February 1, 2016

This item is tentatively scheduled to be heard in four to six weeks.
PLEASE EMAIL YOUR RESPONSE BY: March 9, 2016, to Erica Major, Public Safety and Neighborhood Services Committee Clerk.

Erica.Major@sfgov.org - Fax No: 554-7771

Applicant Name: Howard Ngo
and Business Name: Duc Loi's Pantry
(5900 3rd Street)

Applicant Address: 2200 Mission Street
San Francisco, CA 94110
and Phone No. (415) 551-1772

PLANNING COMMENTS: Approval Denial

*RECOMMEND APPROVAL PER P.C 249.62, NOT A LIQUOR ESTABLISHMENT
PER P.C 790.55.
[Signature] SEFF SPEIRS 2/18/16*

POLICE COMMENTS: Approval Denial

Howard Ngo
2200 Mission Street
San Francisco, Ca 94110
415 551 1772
January 27, 2016

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO, CA

JAN 27 2016 3:06

AK

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

Dear Sir/Madam:

My name is Howard Ngo. I have been operating a family owned food market in the Mission district of San Francisco since 1987. I am currently expanding my business to serve another neighborhood, located at 5900 3rd Street San Francisco, CA 94124.

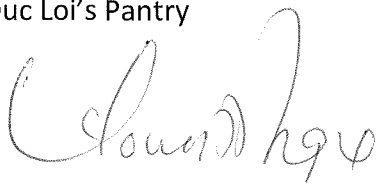
I am now applying for a type 21 off sale liquor license to fulfill my food retail service. Having this license will provide future customers with the proper convenience they deserve. The store will provide customers access to high quality and healthy edibles. My business hours will be 8am to 9pm daily.

I am therefore requesting permission from your office and any other relate department's assistance to help making this transition through smoothly. Your early response is very much appreciated.

Sincerely yours,

Howard Ngo

Duc Loi's Pantry



DUCLUISUP1@att.net

(415) 551-1777

160098

LIQUOR LICENSE REVIEW

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

File: 160098

TO: Police Department
Lieutenant David Falzon
Phone: 575-6097

DATE: February 1, 2016

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

PLEASE EMAIL YOUR RESPONSE BY: March 9, 2016, to Erica Major, Public Safety and Neighborhood Services Committee Clerk.

Erica.Major@sfgov.org - Fax No: 554-7771

Applicant Name: Howard Ngo
and Business Name: Duc Loi's Pantry
(5900 3rd Street)

Applicant Address: 2200 Mission Street
San Francisco, CA 94110
and Phone No. (415) 551-1772

PLANNING COMMENTS: Approval Denial

POLICE COMMENTS: Approval Denial