File No.	160142	Committee Item No.	3	
		Board Item No.	20	

COMMITTEE/BOARD OF SUPERVISORS

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Committee:	Public Safety and Neighborhood Se	ervices	Date May 12, 2016	
	pervisors Meeting		Date MKY 24, 746	
Cmte Board	Motion Resolution Ordinance Legislative Digest Budget and Legislative Analyst Re Youth Commission Report Introduction Form Department/Agency Cover Letter 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	d)	
	PCN Request Letter - 02/16/2016 LL Referral - 02/22/2016 Response Planning - 03/04/2016 Response Police - 05/04/2016			
Completed Completed		ate <u>May</u> ate <u>ラ</u> 川	6, 2016 7 }#	

PREPARED IN COMMITTEE 5/12/2016

FILE NO. 160142

[Liquor License Transfer - 644 Mission Street]

RESOLUTION NO.

_ .

Resolution determining that the transfer of a Type 20 off-sale beer and wine license from 5900 3rd Street to 644 Mission Street (District 6) to Surinder Singh dba 7-Eleven Store #2366-36039A, 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, Surinder Singh is seeking the transfer of a Type 20 off-sale beer and wine license from 5900 3rd Street to 644 Mission Street (District 6) dba 7-Eleven Store #2366-36039A; 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 only between the hours of 9:00 a.m. to 12:00 midnight daily; 2) no more than 5% of the square footage of the premises will be used for the display of alcoholic beverages; 3) no noise shall be audible beyond the area under control of the licensee as defined of the ABC-257; 4) loitering (is defined as "to stand idly about; linger aimlessly without lawful business") is

Public Safety and Neighborhood Services Committee BOARD OF SUPERVISORS

prohibited on any sidewalks or property adjacent of the licensed premises under the control of the licensee as depicted on the ABC-257; 5) no person under the age of 21 shall sell or deliver alcoholic beverages; 6) no malt beverage shall be sold with an alcoholic content greater than 5.7% by volume; 7) the sales of beer or malted beverage in quantities of 16 oz., 20 oz., 32 oz., 40 oz., or similar size containers is prohibited; 8) no beer or malt beverages shall be sold in quantities of less than manufacturer prepacked six packs per sale with the exception of wine-coolers, beer coolers which must be sold in manufacturer pre-packed multi-unit quantities of four (4) or more; 9) no wine shall be sold with an alcoholic content of greater than 15% by volume except for "Dinner Wines" which have been aged two years or more and maintained in corked bottles; 10) wine shall not be sold in bottles or containers smaller than 750 ml; and 11) the sale, service and consumption of powdered alcohol or like non-liquid alcoholic beverage based product is prohibited; 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 transfer of a Type 20 off-sale beer and wine license from 5900 3rd Street to 644 Mission Street (District 6) to Surinder Singh dba 7-Eleven Store #2366-36039A, 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.



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 John Avalos Supervisor David Campos

From:

Lieutenant Dave Falzon

Officer in Charge

ABC Liaison Unit (ALU) 837-7269

Date:

May 3, 2016

Subject:

P.C.N. Investigation Regarding:

Surinder Singh

DBA: 7-Eleven Store 644 Mission Street Ryan M. Kroll

(310)822-9848

Surinder (Sindy) Singh of 7 Eleven Inc., dba 7-Elevan Store #2366-36039A has filed an application with the California Department of Alcoholic Beverage Control seeking a -Type 20 (Off-Sale Beer and Wine) License for 644 Mission Street (located between New Montgomery and Annie Streets).

Hours of Operation:

Daily

9 a.m.-12 Midnight

Digest:

The licensee is currently located at 644 Mission Street and is operating as grocery store. If approved, this license will allow 7-Eleven to sell Off-Sale Beer and Wine at this premises.

Letters of Protest:

No Record

Letters of Support:

No Record

Police Calls for Service:

From July 2014 to July 2015

n

Police Reports:

From July 2014 to July 2015

0

San Francisco Plot Information:

This premise is located in Plot 212

A High Crime area is defined as 106 or more police reports in a plot for the year of 2015.

This plot had 618 police reports for 2015, which is 512 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: 41 Active on-sale licenses: 145 with 1 pending

Off-sale licenses authorized by census tract: 10 Active off-sale licenses: 141 with 1 pending

Departmental Recommendation:

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.

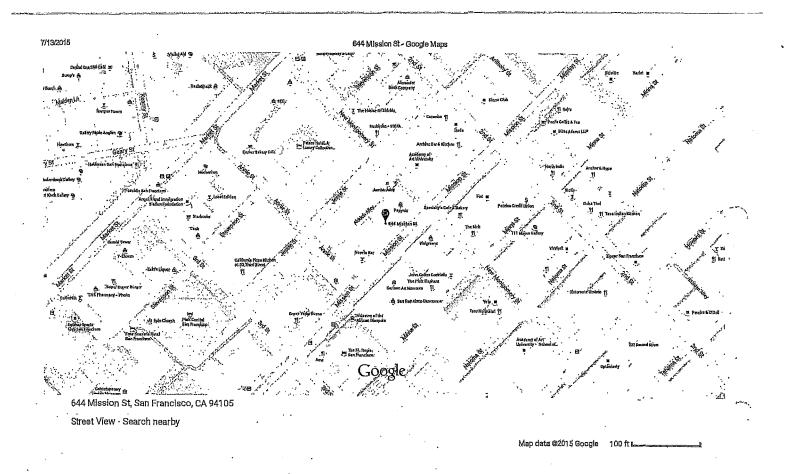
- 0 Record of protest.
- 0 Record of support.

ALU Recommendation: Approval with the following conditions:

Conditions for Type 20 (Off-Sale Beer and Wine)

- Sales of alcoholic beverages shall be permitted only between the hours of 9:00 a.m. to 12:00
 Midnight daily.
- 2. No more than 5% of the square footage of the premises will be used for the display of alcoholic beverages.
- 3. No noise shall be audible beyond the area under the control of the licensee as defined on the ABC-257, dated
- 4. 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 _____.
- 5. No person under the age of 21 shall sell or deliver alcoholic beverages.
- 6. No malt beverage shall be sold with an alcoholic content great than 5.7% by volume.
- 7. The sales of beer or malt beverages in quantities of 16 oz., 20 oz., 32 oz., 40 oz., or similar size containers is prohibited.
- 8. No beer or malt beverages shall be sold in quantities of less than manufacturer pre-packaged six packs per sale with the exception of wine-coolers, beer coolers which must be sold in manufacturer pre-packaged multi-unit quantities of four (4) or more.
- 9. No wine shall be sold with an alcoholic content of greater than 15% by volume except for "Dinner Wines" which have been aged two years or more and maintained in corked bottles.
- 10. Wine shall not be sold in bottles or containers smaller than 750 ml.
- The sale, service and consumption of powdered alcohol or like non-liquid alcoholic beverage based product is prohibited.

It should be noted that the applicant has agreed to the above listed conditions.



https://www.google.com/maps/place/644+Mlssion+St;+San+Francisco,+CA+94105/@37,7673304,-122.4010342,18.52/data=14m213m1]1s0x80858062acbb7ded;0x510aar753b49e816

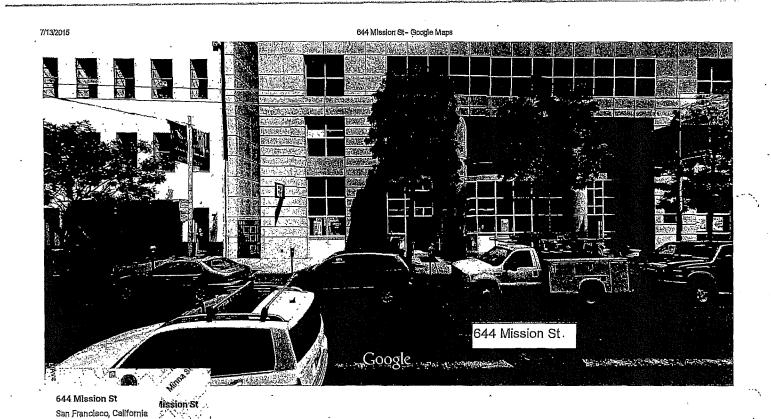


Image capture: May 2013 © 2015 Google

https://www.google.com/maps/place/644+Mission+St,+San+Francisco,+CA+94105/@37.767218_122.40086,3a,75y,316h,80t/data=i3m7;1e1i3m5i1s6XyrrMe7HYVZXvsiQ_5J8wl2e0f6s%2F%2Fgeo0.ggpht.com%...

Street View - May 2013



W. C.

LIQUOR LICENSE REVIEW

AI G Fa TO: Po In	lanning Department nMarie Rodgers/CTY eorgia Powell/CTYP ax No.: (415) 558-64 olice Department	N/SEGOV@SEGO	File: 160142	
TO: Po		1/5/	. ////	
		71	ochfat: 3707/018 mig: C-3-0(SD) ward: NE)
, ,	spector Nelly Gordon hone: (415) 837-727	3	real: NE	,
DATE: Fe	ebruary 22, 2016	R	ewrd # 2016-00'.	1380
Applicant Nam and Business	Name: 7-Eleven	Singh Store #2366-36039 sion Street)	Α	
Applicant Add	Solomon 426 Culv	, Saltsman & Jamies er Blvd	son	
	Dlava da	l Rey, CA 90293		

POLICE COMMENTS:

☐ Approval

Denial

To the City and County of San Francisco's Board of Supervisors and the Department of Alcoholic Beverage Control:

I understand that the 7-Eleven market located at 644 Mission Street is requesting permission to sell beer and wine. I support this request because I think the sale of beer and wine at this business will serve the public convenience of our community. It will help reduce the number of trips that I and others will need to make in order to buy all of our groceries needs at one location.

I am aware that the market has agreed to the conditions suggested by the San Francisco Police Department in order to minimize any potential negative impacts. Some of these conditions include: sales only between 9:00 a.m. and midnight; no malt beverages having alcohol in excess of 5.7% by volume; no sales of beer or malt beverages in quantities of 16 oz., 20 oz., 32 oz., 40 oz., or similar sizes; and no wine sold in bottles less than 750 mL. Please know that I enjoy shopping at this market, and appreciate their efforts to work with our community.

Date: 03/25/16 Signature: KIRK TVES
Address (street, city): 270 MCAHISTON St SF, CA 402 Phone number: 415 518 7952
Date: 03/25/Kignature: Printed Name: Mario Carman 21
Address (street, city): 737 Post St St Ca 94109 Phone number: 406-493-5755
Date: 3/25/Ksignature: Robert Printed Name: Natasha
Address (street, city): 500 KING DRIVE Phone number: 5628412478
Date: 15/16 Signature Well Gran Printed Name: Whele Carror
Address (street, city): 22 Malphy & Dreet Phone number: 30026 5389
Date: 315/48 Signature: Printed Name: Jasmin Johnson
Address (street, city): 1275 SWATE AND SF 94124 Phone number: 470-472-970-1
Date: 3/25//signature: Printed Name: Joseph Consolute Address (street, city): 1541 Middle Lave Hayward Ca. 910274-3670
Address (street, city): 1541 Middle Lave Hay Phone number: 5102/4-3670
Date: 3/25/16 Signature: Printed Name: Brandon Carol
Address (street, city): 71 Ellert St. SF (A 94110 Phone number: 415) 867-4612

To the City and County of San Francisco's Board of Supervisors and the Department of Alcoholic Beverage Control:

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•	
Date: 03/15 Signature: 7 Pr	rinted Name: Gursham Singa
Address (street, city): 2006 o sichial St	Phone number: <u>415-5809</u> 805
Date: 3/23/6 Signature: Mills William Pr	
Address (street, city): 100 POON	Phone number: 416-830-6576
Date: 35 1/2 Signature: Property Signature: Pr	
Date: 3/18/16 Signature: P. Address (street, city): 1227 41 4 5m 7	rinted Name: Mighan N Telkany MyKiPhone number: 747 700-3569
Date: 2-25 Signature: Hum p Address (street, city): A	rinted Name: HAShem Phone number: 615-46 Cot 11
Date: 3/25 Signature: P Address (street, city): 1611 Majston Structs	
Date: 3/25 Signature:	Printed Name: Ryan Senn 5/01 Phone number: 708 387-2281

To the City and County of San Francisco's Board of Supervisors and the Department of Alcoholic Beverage Control:

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4.4 4.4.	<i>F</i> ₂			•
Date: 3/25/2016 Signature: _	11	 Printed Name:	Jovian	Manelo
Address (street, city): 388	1 /werness Co.	Pho	ne number: (725	-) 640-9532
Date: 3/35/1/2 Signature:	ful	Printed Name:	Tonzin.	
Date: 3/15/16 Signature:) _ Printed Name: _	TARONEN	NEVEZ
Address (street, city):	Iline st.	Pho	ne number: 4/5	-606-4100
Date: 3/25/16 Signature:	A	_ Printed Name: _	Pan F	3n
Address (street, city):	1991 New Mo	regionery Pho	one number: 400	-313-69 F
Date: 1/15 Signature:		_ Printed Name: _	GRO John	junike
Address (street, city):	II Nurlianto.	Pho	one number: 510 Y	100 VS8
Date: 3 Signature:	Jan	_ Printed Name: _	Sen Du	
Address (street, city):		Pho	one number:	9-19-15
Date: S/7 Signature:	A)	Printed Name:	Daniel Ne	yhren.
Address (street, city):	1	Pho	one number:	h

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Date: 3/25 Signature: March	Printed Name: Alberta Monte
Address (street, city): MVerroing CT	Phone number: 408 335 6612
Date: 3/25 Signature: educardo Cruz	
Address (street, city): 911 verrising ct	Phone number: 40> 714 9964
Date: 3/25 Signature: Anthony Kly	1 Printed Name: and IP
Address (street, city): 1174 laverder dr	Printed Name: AND 94613: 925-858-9400
Date: 3/25/4 Signature: Joseph Durano Address (street, city): 18 Amendale Da-	Printed Name: 1658 DRAW
Address (street, city): 18 Milendule 21-	Date Phone number:
Date 3-25-Ksignature: Mar. o Hernandez	Printed Name: Mario Hernand Z.
Address (street, city):	Phone number:
Date: 3/25/16 Signature: A Mary 1 (D)	Printed Name: Alpholic Durand
Address (street, city):	Phone number:
Date: 3/25/18 Signature: William Kluh	Printed Name: Many Kangel
Address (street, city):	Phone number:

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Date: 03/23/16 Signature: Chillen	Printed Name: 12 day Miles
Address (street, city):	Phone number:
Date: 03/25/(Signature:	Printed Name: Serg, o Paelilla
Address (street, city):	Phone number:
Date: 3/25 Signature: 2	Printed Name: Will McCatty
Address (street, city):	Phone number:
Date: 3/25 Signature: Milloce	Printed Name: MAKSIH KOUZNETSOV
Address (street, city):	Phone number:
	Printed Name: REGIE BROOKS
Address (street, city):	Phone number:
Date: 3125 Signature: AW	Printed Name:
Address (street, city):	Phone number:
Date: 3/25 Signature:	Printed Name: Joseph Maron
Address (street, city):	Phone number:

To the City and County of San Francisco's Board of Supervisors and the Department of Alcoholic Beverage Control:

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I therefore strongly urge all governmental agencies to grant the necessary approvals in this matter and for the Board of Supervisors to determine that the sale of beer and wine at this location does serve the public convenience or necessity, so that the market can become a one-stop location for the community's grocery needs.

Date: 3/25/Signature:	Printed Name: Can Snita
Date: // & // Signature:	Printed Name:
Address (street, city): 68 FFFY 5.	Phone number: <u>415-619-443</u>
Date: 3/25 2510 Signature:	Printed Name: Elina Kasvi
Address (street, city):	Phone number:
Date: 3/2/2016 Signature:	
Address (street, city):	Phone number:
Date 375 (Signature:	Printed Name: Don Dole
Address (street, city): Scottsleffe Az	Phone number: 430-673-765
Date: 325 Signature: Mule	_
Address (street, city): CSO WISS 100 ST	Phone number: 40x 50C 7808
Date:Signature:	Printed Name:
Address (street, city):	Phone number:
Date:Signature:	Printed Name:

Address (street, city):

To the City and County of San Francisco's Board of Supervisors and the Department of Alcoholic Beverage Control:

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Date: 427 Signature:	Printed Name: Chronine Peperia
Address (street, city): 74 New Many	9 Phone number: 617-804-372-0
Date: 3/2 Signature:	Printed Name: Hoodpary Cuo
Address (street, city):	Phone number:
Date: 3/12_Signature:	Printed Name: Viol 2
Address (street, city):	Phone number:
Date: 3/37 Signature: Licotale.	Printed Name: En'c. Strinske
Address (street, city): 123 371 Smf	Phone number: 65 - 2643
Date: 7/27 Signature:	Printed Name: DEREK OINCLAIR
Address (street, city): SSL Wilsslow ST	SF_ Phone number: 1159065575
Date: 3128 Signature: All Parson	Printed Name: AShlow DOCUMENT
Address (street, city): 2 May Harty Mary	Phone number: (4-15) 844-186 7
Date: 3/14 Signature: 13/1/1/1/1/1	Commed Name: BRIAN MATTHEWS
Address (street, city): DNE WNON (aC	MERY Phone number: (916) 501-7564



To the City and County of San Francisco's Board of Supervisors and the Department of Alcoholic Beverage Control:

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Date: 358 Signature: MH Mu	Printed Name: / M/// ///CS
Address (street, city):	Phone number:
Date: 3/08 Signature: Dage	Printed Name: LALIT RANGA
Address (street, city): 15 CASTELO AU.	Phone number: 913-371-7697
Date: 3/28 Signature: Manual 1	Printed Name: Shriket Patel.
Address (street, city): Mission Street	Phone number:
Date: 3/28 Signature:	Printed Name: Villalo gajicas
Address (street, city): Mission Sheet	Phone number:
Date: 3 28 Signature: Vallist.	Printed Name: Valibiz Pardiwalle
Address (street, city): Daly City	Phone number: 415-81815609
Date: 3 28 Signature:	Printed Name: Luli Ilabbase
Address (street, city): San Jose	Phone number: 6692437020
Date: 3/24 Signature:	Printed Name: Bon Chon
Address (street, city): Sam Francisco	Phone number: 650-78-475

To the City and County of San Francisco's Board of Supervisors and the Department of Alcoholic Beverage Control:

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•	
Date: 28/03// Signature: Sandput	Printed Name: 57 N (- 1-1
Address (street, city): 917 Folsan St	RIE Phone number: 415691968
Date: 28/03/Skgnature: LOVE	Printed Name: BINGH
Address (street, city):	
Date: 3-28 Signature:	Printed Name: Thois Stevens
Address (street, city): 29 / Kurzuille Tal	Phone number: 865-3602 F 25
Date: 3/28 Signature:	Printed Name: Collin Nichely
Address (street, city): 673 markets)	Phone number: TTO, TTUO 57
Date: 331 Signature: hull	Printed Name: Brn Coleman_
Address (street, city): 1760 for it on	Phone number: 415 764 -7155
Date: 3/31 Signature: 28	Printed Name; Dan Brown
Address (street, city): 4686 Cope of Plea	Santon Phone number: 415 238 0379
Date:Signature:	Printed Name:
Address (street, city):	Phone number:

To the City and County of San Francisco's Board of Supervisors and the Department of Alcoholic Beverage Control:

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Date: 411 Signature: Printed Name: Am T- Grounces
Address (street, city): \$051 4 End Ave Phone number: (858) 776 - 714
Date: 4/1 Signature: Printed Name: Naomi Abraha
Address (street, city): 7614 W. Druyfus Dr Phone number: 023-703-6642
Date: 4/1 Signature: Bestill Printed Name: Britany Gill
Address (street, city): 850 E. Wetmore Rd. Phone number: 400630237
Date: 411 Signature: Printed Name: Rebecca Nathe
Address (street, city): 7736 W Mary Jane Lane Phone number: 4074668140
Date: Signature: STEPHANIEDUMBRELL Printed Name: STEPHANIEDUMBRELL
Address (street, city): 1 6867 Crescent Creek Dr. SD(A 93067 770846/719
Date: Y Signature: Printed Name: Rachal T
Address (street, city): Day Bone number: 107 331 722
Date:Signature:
Address (street_city): Phone number:

To the City and County of San Francisco's Board of Supervisors and the Department of Alcoholic Beverage Control:

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	Date: 41/4 Signature: MMMs	Printed Name: KUS FOW HOW
	Address (street, city): 155 TUNIC 97 # 109	Phone number: 915 800 3984
	Date: 4116 Signature: June Winner	Printed Name: Ballin (1991)
	Address (street, city): 170 Lbs (bde)	Phone number: 415-784-8/14
	Date: 9/1/6 Signature: Sons sot	Printed Name: SONGWUT
	Address (street, city): 24 Wilshire Pale City	
	Date: 4/1/6 Signature: Jarpret	Printed Name:
	Address (street, city): S. F	Phone number:
, C	Date: 41/16 Signature: Traft T. Chage	Printed Name: DTCOU
\	Address (street, city):	Phone number: 4(6-525-5530)
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*	Date:Signature:	Printed Name: Michael Johns
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To the City and County of San Francisco's Board of Supervisors and the Department of Alcoholic Beverage Control:

I understand that the 7-Eleven market located at 644 Mission Street is requesting permission to sell beer and wine. I support this request because I think the sale of beer and wine at this business will serve the public convenience of our community. It will help reduce the number of trips that I and others will need to make in order to buy all of our groceries needs at one location.

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I therefore strongly urge all governmental agencies to grant the necessary approvals in this matter and for the Board of Supervisors to determine that the sale of beer and wine at this location does serve the public convenience or necessity, so that the market can become a one-stop location for the community's grocery needs.

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Date: 6/14/201/Signature:	Printed Name: Andrew
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To the City and County of San Francisco's Board of Supervisors and the Department of Alcoholic Beverage Control:

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To the City and County of San Francisco's Board of Supervisors and the Department of Alcoholic Beverage Control:

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SOLOMON SALTSMAN & JAMIESON

A Partnership of Professional Corporations 426 Culver Boulevard | Playa Del Rey, CA 90293 Telephone: 310.822.9848 | Facsimile: 310.822.3512 Toll Free: 800.405.4222 www.ssjlaw.com

Ryan M. Kroll

Partner

email: rkroll@ssjlaw.com

February 12, 2016

Via Fed Ex Overnight Mail

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

RE: 7-Eleven Store #2366-36039A, 644 Mission Street, San Francisco, CA

ABC File No. 20-559320

Ms. Calvillo

Please find enclosed Ms. Singh and 7-Eleven, Inc.'s letter requesting a determination of public convenience or necessity from the Board of Supervisors concerning their application for a Type-20 ABC license for their convenience store located at 644 Mission St. Please direct all communication concerning this matter to me, and feel free to contact me with any questions or concerns.

Thank you for your attention to this matter.

Very truly yours,

SOLOMON SALTSMAN & JAMIESON

RYAN M/KROLL

Licensed in California, Oregon, and Washington

RMK/dc



February 9, 2016

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

Re: 7-Eleven Store #2366-36039A, 644 Mission Street, #20-559320

This letter is to request a letter of public convenience or necessity from the Board of Supervisors for the currently existing 7-Eleven site located at 644 Mission Street. I am the franchisee for this location and have operated this location for three years.

Just recently, 7-Eleven and I applied to the Department of Alcoholic Beverage Control to transfer a Type-20 license from the Fresh & Easy Market at 5900 3rd St, Ste C-2001 to my store. This application was made after hearing numerous requests from customers asking why they could not purchase beer and wine at my location and complaining about the inconvenience of not being able to do so.

As our business is to serve the convenience of our customers, 7-Eleven seeks to now sell beer, and wine daily between the hours of 9:00 a.m. and midnight, per an agreement with the Police Department, and will remain open 24 hours a day, seven days a week.

The issuance of an ABC license to my store will serve the public convenience or necessity of the immediate neighborhood and citywide because it will allow the community to have one stop shopping for all of their grocery needs. Currently, we sell a full array of grocery products including, but not limited to, milk, eggs,

magazines, cheese, toilet paper, toothpaste, diapers, chips, pasta, and many other sundries. We receive fresh food deliveries daily and are able to offer our customers prepared foods, fresh fruit, and a coffee bar. With the ability to sell a small amount of beer and wine to complement these grocery items, we can then allow customers to grab all of their grocery needs at one location, which will serve the public convenience.

Such one stop shopping will be vital to help sustain the rapid influx of people into our local community. There is now an ongoing increase in construction of housing as well as additional commercial buildings and office space within the immediate area. This will attract more people to live and work in the surrounding blocks of this 7-Eleven, and demand that more stores carry a modest amount of beer and wine to serve the public convenience. As agreed to with the Police Department, we will use no more than 5% of our floor space to sell beer and wine. Therefore, we will provide an alternative to those in the community that do not wish to buy a bottle of wine at a liquor store.

Because of the site's locale near a transportation hub and also the heavy pedestrian traffic that passes by, we will be able to serve the convenience needs not only of residents of the immediate areas but those of the entire San Francisco community. Additionally, this location is near the convention center and the hotels that house the out-of-town convention goers. Ensuring that the convenience needs of these visitors are met is a benefit to San Francisco as a whole.

Prior to submitting this request for a letter of public convenience or necessity, 7-Eleven has discussed its intentions with the Police Department. In recognition of 7-Eleven's commitment to responsible retailing of alcohol and due to the benefits to the community in having this ABC license at this location, the Police Department has no objection to the application for a Type-20 license after 7-Eleven has agreed to the conditions proposed by the Police. For this Board's ease of reference, please find attached the September 29, 2015 letter from the Police Department to the ABC stating it will withdraw its protest to the application if the proposed conditions are accepted. Please also find attached 7-Eleven's January 26, 2016 letter confirming it has agreed to those conditions.

As no other protests to the ABC application exist, it is clear that the community is in support of 7-Eleven's application. Accordingly, it is respectfully requested that the City issue a letter of public convenience or necessity.

If any questions or wish to have any further information, please contact our counsel, Ryan Kroll, at 310-822-9848 and rkroll@ssjlaw.com. Please direct all mail to the following address:

Ryan M. Kroll Solomon, Saltsman & Jamieson 426 Culver Blvd. Playa del Rey, CA 90293

Thank you for your attention to this matter.

Very truly yours,

Surinder (Sindy) Singh Surinder (Sindy) Singh

Franchise Owner

Exhibit 1



EDWIN M. LEE

POLICE DEPARTMENT CITY AND COUNTY OF SAN FRANCISCO

HEADQUARTERS 1245 3rd STREET SAN FRANCISCO, CALIFORNIA 94158



GREGORY P. SUHR
CHIEF OF POLICE

September 29, 2015

District Administrator Justin Gebb Department of Alcoholic Beverage Control 33 New Montgomery Street, Suite 1230 San Francisco, CA 94105

Regarding:

LETTER OF PROTEST

7 Eleven Store #2366-36030A

644 Mission Street

20-559320

Dear Mr. Gebb:

The Department has completed its review of the above referenced application and objects to its unconditional issuance.

The Department believes that the imposition of the below listed condition(s) will improve the quality of life for the residence furthering the quiet enjoyment of their community.

See attachment.

If the applicant accepts our conditions please consider this letter as our protest removal; in the event the applicant does not accept our conditions let this letter stand as our formal protest.

Please direct your response or questions regarding this request to Insp. Nelly Gordon of the ALU, at the above address or at 415/837-7273. Thank you in advance for your assistance in this matter.

Sincerely yours,

Gregory P. Suhr Chief of Police

Ву:

Lieutenant Dave Falzon

Officer In Charge

ABC Liaison Unit

District Serving Location:

San Francisco

File # 20-559320

First Owner:

7 Eleven Inc.

Name of Business

7 Eleven Store #2366-36039A

Location of Business

644 Mission Street, San Francisco Ca 94105

Conditions for Type-20-Off-Sale Beer and Wine-

- 1. Sales of alcoholic beverages shall be permitted only between the hours of 9:00 a.m. to 12:00 Midnight daily.
- 2. No more than 5% of the square footage of the premises will be used for the display of alcoholic beverages.
- 3. No noise shall be audible beyond the area under the control of the licensee as defined on the ABC-257, dated
- 4. 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 ______.
- 5. No person under the age of 21 shall sell or deliver alcoholic beverages.
- 6. No malt beverage shall be sold with an alcoholic content great than 5.7% by volume.
- 7. The sales of beer or malt beverages in quantities of 16 oz., 20 oz., 32 oz., 40 oz., or similar size containers is prohibited.
- 8. No beer or malt beverages shall be sold in quantities of less than manufacturer prepackaged six packs per sale with the exception of wine-coolers, beer coolers which must be sold in manufacturer pre-packaged multi-unit quantities of four (4) or more.
- No wine shall be sold with an alcoholic content of greater than 15% by volume except for "Dinner Wines" which have been aged two years or more and maintained in corked bottles.
- 10. Wine shall not be sold in bottles or containers smaller than 750 ml.
- 11. The sale, service and consumption of powdered alcohol or like non-liquid alcoholic beverage based product is prohibited.



Exhibit 2



January 26, 2016

District Administrator Justin Gebb Department of Alcoholic Beverage Control 33 New Montgomery Street, Suite 1230 San Francisco, CA 94105

Regarding:

7-Eleven Store #2366-36039A, 644 Mission Street, #20-559320

Dear Mr. Gebb:

I am in receipt of the letter with Proposed Conditions submitted by the San Francisco Police Department, as attached hereto. Please be advised that the Licensee is agreeable to the Conditions as proposed by the SFPD, and will sign a Petition for Conditional License with those Conditions in exchange for a withdrawal of the Protest by the SFPD. As such, it is respectfully requested that the Petition be prepared and provided to me for signature. Thank you.

Very truly yours,

Sindy Singh, Franchise Owner (AKA SURINDER K. SINGH

cc:

Ltn. Dave Falzon Officer in Charge ABC Liaison Unit, SFPD 1245 Third Street San Francisco, CA 94158

- 7-Eleven; Inc. * 4637 Chabot Drive, Suite 117 * Pleasanton, CA * 94588

LIQUOR LICENSE REVIEW

то:		lgers/CTYPLN ell/CTYPLN/S	NSFGOV SFGOV@SFGOV	File: 160142
TO:	Police Department Inspector Nelly Gordon Phone: (415) 837-7273			
DATE:	February 22,	2016		
This item is tentatively scheduled to be heard in four to six weeks. PLEASE EMAIL YOUR RESPONSE BY: April 6, 2016, to Erica Major, Public Safety and Neighborhood Services Committee Clerk. Erica.Major@sfgov.org - Fax No: 554-7771				
Applicant Name: and Business Name:		(644 Mission	ore #2366-36039A Street)	
Applicant Address: and Phone No.		Ryan M. Kroll Solomon, Saltsman & Jamieson 426 Culver Blvd Playa del Rey, CA 90293 (310) 822-9848		
PLANNING COMMENTS: Approval Denial				
POLICE COMMENTS:			☐ Approval	☐ Denial