

LIQUOR LICENSE PUBLIC CONVENIENCE OR NECESSITY REFERRAL

TO: Planning Department
Referrals
Phone No. (415) 558-6371

DATE: September 9, 2019

AP Block/Lot Nos.: 0161/029

Zoning: CCB, 65-85 N

Quad: North East Planning Team

Record No.: _____

TO: Police Department
Inspector Nelly Gordon
Phone No. (415) 837-7273

Please submit your response within three weeks; the Public Safety and Neighborhood Services Committee will tentatively schedule the PC or N hearing for a regular meeting in November of 2019.

PLEASE EMAIL YOUR RESPONSE BY: September 30, 2019, to John Carroll, Public Safety and Neighborhood Services Committee Clerk.

john.carroll@sfgov.org - Phone No: 554-4445

Applicant name: Xing Ye Trading, Inc.

Business name: Xing Ye Trading

Application address: 1262 Stockton Street
San Francisco, CA 94133

Applicant contact info: Raymond Wu
415-518-8899
Raymondwu514@gmail.com

PLANNING REVIEW: ☐ Approval ☐ Denial

Planning Staff Contact: _____

Please print review comments on a trailing page.

POLICE REVIEW: ☐ Approval ☐ Denial

Please print review comments in a trailing report.

Dear Board of Supervisors,

I am requesting a PC or N determination letter. Below is the requested information:

1. Applicant Information:

- o Name: Yan Juan Ao
- o Preferred Contact: Raymond Wu
- o Phone Number: (415) 518-8899
- o Email: raymondwu514@gmail.com

2. Business Information:

- o Name: Xing Ye Trading
- o Address: 1262 Stockton St. San Francisco, CA 94133

3. Mailing Address: Same as above

4. License Type: Alcohol License 21 (Transfer)

5. Hours of Operation:

- o Mon: 8 am - 6 pm
- o Tue: 8 am - 6 pm
- o Wed: 8 am - 6 pm
- o Thu: 8 am - 6 pm
- o Fri: 8 am - 6 pm
- o Sat: 8 am - 6 pm
- o Sun: 8 am - 6 pm

6. Filing with Department of Alcoholic Beverage Control:

- o Applicant filed directly with ABC on July 29, 2019 with license seller and McGovern Escrow Services.

7. 30 Day Notice:

- o Applicant started the 30 day notice on August 6, 2019 and completed on September 5, 2019.

8. Explanation for Public Convenience or Necessity:

- o Xing Ye Trading will serve as a public convenience as a continuation of the previous alcoholic license owner, whose business was directly across from Xing Ye Trading and has now retired. Furthermore, Xing Ye Trading sells groceries on a prominent spot in Chinatown. Ownership of the license for Xing Ye Trading will allow residents of the area an ease of access to alcoholic beverages alongside their groceries.

Thank you,



Yan Juan Ao

9/5/19

2019 SEP -5 PM 12:39
AK

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 ABC

1. APPLICANT'S NAME

XING YE TRADING INC

2. PREMISES ADDRESS (Street number and name, city, zip code)

1262 Stockton St San Francisco, CA 94133-4312

3. LICENSE TYPE

21

4. TYPE OF BUSINESS

- | | | | |
|---|--|--|--|
| <input type="checkbox"/> Full Service Restaurant | <input type="checkbox"/> Hofbrau/Cafeteria | <input type="checkbox"/> Cocktail Lounge | <input type="checkbox"/> Private Club |
| <input type="checkbox"/> Deli or Specialty Restaurant | <input type="checkbox"/> Comedy Club | <input type="checkbox"/> Night Club | <input type="checkbox"/> Veterans Club |
| <input type="checkbox"/> Cafe/Coffee Shop | <input type="checkbox"/> Brew Pub | <input type="checkbox"/> Tavern: Beer | <input type="checkbox"/> Fraternal Club |
| <input type="checkbox"/> Bed & Breakfast: | <input type="checkbox"/> Theater | <input type="checkbox"/> Tavern: Beer & Wine | <input type="checkbox"/> Wine Tasting Room |
| <input type="checkbox"/> Wine only <input type="checkbox"/> All | | | |
| <input type="checkbox"/> Supermarket | <input type="checkbox"/> Membership Store | <input type="checkbox"/> Service Station | <input type="checkbox"/> Swap Meet/Flea Market |
| <input type="checkbox"/> Liquor Store | <input type="checkbox"/> Department Store | <input checked="" type="checkbox"/> Convenience Market | <input type="checkbox"/> Drive-in Dairy |
| <input type="checkbox"/> Drug/Variety Store | <input type="checkbox"/> Florist/Gift Shop | <input type="checkbox"/> Convenience Market w/Gasoline | |
| <input type="checkbox"/> Other - describe: | | | |

5. COUNTY POPULATION

5,592/883,963

6. TOTAL NUMBER OF LICENSES IN COUNTY

☐ On-Sale ☐ Off-Sale

7. RATIO OF LICENSES TO POPULATION IN COUNTY

1,133 ☐ On-Sale ☒ Off-Sale

8. CENSUS TRACT NUMBER

107

9. NO. OF LICENSES ALLOWED IN CENSUS TRACT

4 ☐ On-Sale ☒ Off-Sale

10. NO. OF LICENSES EXISTING IN CENSUS TRACT

11 ☐ On-Sale ☒ Off-Sale

11. IS THE ABOVE CENSUS TRACT OVERCONCENTRATED WITH LICENSES? (i.e., does the ratio of licenses to population in the census tract exceed the ratio of licenses to population for the entire county?)

- ☒ Yes, the number of existing licenses exceeds the number allowed
- ☐ No, the number of existing licenses is lower than the number allowed

12. DOES LAW ENFORCEMENT AGENCY MAINTAIN CRIME STATISTICS?

- ☒ Yes (Go to Item #13) ☐ No (Go to Item #20)

13. CRIME REPORTING DISTRICT NUMBER

138

14. TOTAL NUMBER OF REPORTING DISTRICTS

654

15. TOTAL NUMBER OF OFFENSES IN ALL REPORTING DISTRICTS

55,022

16. AVERAGE NO. OF OFFENSES PER DISTRICT

84.13

17. 120% OF AVERAGE NUMBER OF OFFENSES

100.8

18. TOTAL NUMBER OF OFFENSES IN REPORTING DISTRICT

185

19. IS THE PREMISES LOCATED IN A HIGH CRIME REPORTING DISTRICT? (i.e., has a 20% greater number of reported crimes than the average number of reported crimes as determined from all crime reporting districts within the jurisdiction of the local law enforcement agency)

- ☒ Yes, the total number of offenses in the reporting district equals or exceeds the total number in item #17
- ☐ No, the total number of offenses in the reporting district is lower than the total number in item #17

20. CHECK THE BOX THAT APPLIES (check only one box)

- ☐ 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 information will be needed on this issue. Advise the applicant to bring this completed form to ABC when filing the application.
- ☐ b. If "Yes" is checked in either item #11 or item #19, and the applicant is applying for a non-retail license, a retail bona fide public eating place license, a retail license issued for a hotel, motel or other lodging establishment as defined in Section 25503.16(b) B&P, or a retail license issued in conjunction with a beer manufacturer's license, or winegrower's license, advise the applicant to complete Section 2 and bring the completed form to ABC when filing the application or as soon as possible thereafter.
- ☒ c. If "Yes" is checked in either item #11 or item #19, and the applicant is applying for an off-sale beer and wine license, an off-sale general license, an on-sale beer license, an on-sale beer and wine (public premises) license, or an on-sale general (public premises) license, advise the applicant to take this form to the local governing body, or its designated subordinate officer or body to have them complete Section 3. The completed form will need to be provided to ABC in order to process the application.

Governing Body/Designated Subordinate Name: Board of Supervisors

FOR DEPARTMENT USE ONLY

PREPARED BY (Name of Department Employee)

jm

PART 2 - TO BE COMPLETED BY THE APPLICANT (If box #20b is checked)

21. Based on the information on the reverse, the Department may approve your application if you can show that public convenience or necessity would be served by the issuance of the license. Please describe below the reasons why issuance of another license is justified in this area. You may attach a separate sheet or additional documentation, if desired. Do *not* proceed to Part 3.

22. APPLICANT SIGNATURE

23. DATE SIGNED

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.e., an 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 requires the Department to deny the application unless the local 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.

24. WILL PUBLIC CONVENIENCE OR NECESSITY BE SERVED BY ISSUANCE OF THIS ALCOHOLIC BEVERAGE LICENSE?

☐ Yes ☐ No ☐ See Attached (i.e., letter, resolution, etc.)

25. ADDITIONAL COMMENTS, IF DESIRED (may include reasons for approval or denial of public convenience or necessity):

26. CITY/COUNTY OFFICIAL NAME

27. CITY/COUNTY OFFICIAL TITLE

28. CITY/COUNTY OFFICIAL PHONE NUMBER

29. CITY/COUNTY OFFICIAL SIGNATURE

30. DATE SIGNED

APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE(S)

ABC 211 (6/99)

Ms. YAN JUAN AD

(415) 627-7688

TO: Department of Alcoholic Beverage Control
 33 NEW MONTGOMERY STREET
 STE 1230
 SAN FRANCISCO, CA 94105
 (415) 356-6500

File Number: 608352
 Receipt Number: 2587534
 Geographical Code: 3800
 Copies Mailed Date: July 29, 2019
 Issued Date:

DISTRICT SERVING LOCATION: SAN FRANCISCOFirst Owner: XING YE TRADING INC

Name of Business:

Location of Business: 1262 STOCKTON ST
SAN FRANCISCO, CA 94133-4312

County: SAN FRANCISCOIs Premises inside city limits? YesCensus Tract: 0107.00

Mailing Address:(If different
 from
 premises address)

Type of license(s): 21Dropping Partner: Yes No XTransferor's license/name: 269583 / LAU, JENNIFER SOON

<u>License Type</u>	<u>Transaction Type</u>	<u>Master</u>	<u>Secondary LT And Count</u>		
21 - Off-Sale General	PER/PRM	Y			
<u>License Type</u>	<u>Transaction Description</u>	<u>Fee Code</u>	<u>Dup</u>	<u>Date</u>	<u>Fee</u>
Application Fee	STATE FINGERPRINTS	NA	2	07/29/19	\$78.00
Application Fee	DBL TRF: PREMISES AND PERSON	NA	0	07/29/19	\$1,250.00
Application Fee	FEDERAL FINGERPRINTS	NA	2	07/29/19	\$48.00
21 - Off-Sale General	ANNUAL FEE	NA	0	07/29/19	\$670.00
Total					\$2,046.00

Have you ever been convicted of a felony? No

Have you ever violated any provisions of the Alcoholic Beverage Control Act, or regulations of the
 Department pertaining to the Act? No

STATE OF CALIFORNIA County of SAN FRANCISCODate: July 29, 2019

Applicant Name(s)

XING YE TRADING INC

RECEIVED
 BOARD OF SUPERVISORS
 SAN FRANCISCO
 2019 AUG - 1 PM 2:42
 JY