File	No.	190923

Committee Item No.	<u>3</u>	
Board Item No.		

COMMITTEE/BOARD OF SUPERVISORS

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Dropared by	Iohn Carroll	Data:	Novo	mhor 1 2010
Prepared by		Date: Date:	NOVE	mber 1, 2019
i repared by	. John Carron	Date.		

Carroll, John (BOS)

From: Carroll, John (BOS)

Sent: Thursday, October 10, 2019 2:30 PM

To: 'Raymondwu514@gmail.com'; Mundy, Erin (BOS); Yan, Calvin (BOS); 'Angulo, Sunny

(sunny.angulo@sfgov.org)'; Hepner, Lee (BOS)

Cc: 'Gebb, Justin@ABC'; 'Meyer, Rose @ABC'; 'rosette.rasay@abc.ca.gov'; Cabreros, Glenn

(CPC); Asbagh, Claudine (CPC); CPC.Referrals; Fahey, Carolyn (CPC); Gordon, Nelly (POL); Macchi, Patrick (POL); Wong, Joanne (POL); Sawyer, Georgia (POL); Salmonson, Joel

(POL)

Subject: RE: Liquor License Transfer - 1262 Stockton Street - Xing Ye Trading

Categories: 190923

Good afternoon,

The Police Department has completed their review of the subject public convenience or necessity request, and has forwarded their recommendation for approval with conditions. For your convenience, I have their review available from the link below:

Police Department Response – October 10, 2019

The Police Department's ALU is recommending approval with the following conditions:

- 1) Petitioner(s) shall actively monitor the area under their control in an effort to prevent the loitering of persons on any property adjacent to the licensed premises as depicted on the most recently certified ABC-253; and
- 2) Sales, service and consumption of alcoholic beverages shall be permitted between the hours of 8:00 a.m. and 10:00 p.m. daily.

This request for public convenience or necessity findings may be heard at a future Public Safety and Neighborhood Services Committee meeting.

I invite you to review the entire matter on our Legislative Research Center by following the link below:

Board of Supervisors File No. 190923

Thanks for the review.

John Carroll
Assistant Clerk
Board of Supervisors
San Francisco City Hall, Room 244
San Francisco, CA 94102
(415) 554-4445

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

The Legislative Research Center provides 24-hour access to Board of Supervisors legislation and archived matters since August 1998.

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



San Francisco Police Department **ABC Liaison Unit**



Alcoholic Beverage License -Public Convenience or Necessity Recommendation

To:

The San Francisco Board of Supervisors' Committee on Public Safety

and Neighborhood Services

Supervisor Rafael Mandelman Supervisor Catherine Stefani Supervisor Shamman Walton

From:

Lt. Georgia Sawyer #1565

Officer in Charge

ALU/Permits Unit 415-553-9550

Date:

October 10, 2019

Subject:

P.C.N. Investigation Regarding:

Xing Ye Trading, Inc.

DBA: TBD

1262 Stockton Street

San Francisco, CA. 94133-4312

Xing Ye Trading INC. has filed an application with the California Department of Alcoholic Beverage Control seeking a Type 21 (Off-Sale General) license to be located at 1262 Stockton Street (located Broadway St. and Pacific St.)

Hours of Operation:

8:00 a.m. to 6:00 p.m. each day of the week.

Digest:

Xing Ye Trading Inc. would like to operate a convenience store at 1262 Stockton Street. If approved, this license will allow Xing Ye Trading to sell Off-Sale General.

Letters of Protest

0

Letters of Support

0

Police Calls for Service:

From July 2018 to July 2019

0 calls for service

Police Reports:

From July 2018 to July 2019

0 police reports

San Francisco Plot Information:

This premise is located in Plot: 138

A High Crime area is defined as 101 or more police reports in a plot for the year of 2018.

This plot had 185 police reports for 2018, which is 84 more than the Citywide "High Crime" average

State Census Tract Information:

This premise is located in Census Tract: 107.00

Population for this tract is: 5,592

On-sale license authorized by census tract: 19 Active on-sale licenses: 79 with 0 pending

Off-sale licenses authorized by census tract: 4 Active off-sale licenses: 9 with 0 pending

Departmental Recommendation:

Points of consideration: 0

No opposition from Central Station.

Applicant premise is located in a "High Crime" area.

Applicant premise is located in a "High Concentration" area.

0 - Protest

0 - Support

ALU Recommendation: **Approval with following conditions:**

Conditions for Type 21- Off-Sale General

- 1. Petitioner(s) shall actively monitor the area under their control in an effort to prevent the loitering of persons on any property adjacent to the licensed premises as depicted on the most recently certified ABC-253.
- 2. Sales, service and consumption of alcoholic beverages shall be permitted between the hours of 8:00 a.m. and 10:00 p.m. daily.

It should be noted that on October 9th, 2019 the applicant agreed to the above listed recommended conditions.



Google Maps 1262 Stockton St



Carroll, John (BOS)

From:

Carroll, John (BOS)

Sent:

Monday, September 16, 2019 2:56 PM

To:

Gordon, Nelly (POL); Macchi, Patrick (POL); Wong, Joanne (POL); Sawyer, Georgia (POL);

Salmonson, Joel (POL)

Cc:

Mundy, Erin (BOS); Gebb, Justin@ABC; Meyer, Rose @ABC; rosette.rasay@abc.ca.gov; Cabreros, Glenn (CPC); Asbagh, Claudine (CPC); Yan, Calvin (BOS); 'Angulo, Sunny (sunny.angulo@sfgov.org)'; Hepner, Lee (BOS); CPC.Referrals; Fahey, Carolyn (CPC);

Raymondwu514@gmail.com

Subject:

RE: Liquor License Transfer - 1262 Stockton Street - Xing Ye Trading

Categories:

190923

Good afternoon,

The Planning Department has completed their review of the subject application, and has forwarded their recommendation for approval. For your convenience, I have their review available from the link below:

Planning Dept. Response - Received September 11, 2019

The matter is now awaiting review by the Police Department's ALU.

After receiving review from the Police Department, the Public Safety and Neighborhood Services Committee may hear and consider public convenience or necessity findings for the application, to be forwarded to the California Department of Alcoholic Beverage Control for their consideration in the license matter.

The Public Safety and Neighborhood Services Committee may hear this matter during a regular meeting in November of 2019.

I invite you to review the entire matter on our <u>Legislative Research Center</u> by following the link below:

Board of Supervisors File No. 190923

Thanks for the review.

John Carroll Assistant Clerk Board of Supervisors San Francisco City Hall, Room 244 San Francisco, CA 94102 (415) 554-4445



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

LIQUOR LICENSE PUBLIC CONVENIENCE OR NECESSITY REFERRAL

TO:	Planning Departme Referrals	nt	DATE:	September 9, 2019
	Phone No. (415) 55	58-6371		CCB, 65-85 N
TO:	Police Department Inspector Nelly Gor Phone No. (415) 83		Quad:	North East Planning Team lo.: 2001-016538WIS
Neigh	se submit your respon aborhood Services C regular meeting in No	ommittee will ten	tatively sch	Public Safety and edule the PC or N hearing
	c Safety and Neighbo		Committee	
Appli	icant name:	Xing Ye Trading	g, Inc.	
Busi	ness name:	Xing Ye Tradin	g	
Appli	ication address:	1262 Stockton S San Francisco,		
Appli	icant contact info:	Raymond Wu 415-518-8899 Raymondwu514	4@gmail.co	<u>.</u> <u>om</u>
PLA	NNING REVIE	W: ⊠ Аррі	roval	☐ Denial
Planr	ning Staff Contact:	CAROLYN	L PAHE	ey
	Please print r	eview comn	nents or	n a trailing page.
POL	ICE REVIEW:	□ Аррі	roval	☐ Denial
	Please print r	eview comn	nents in	a trailing report.

Recommend approval. Transfer of ABC License 21 (as approved under 2019-015085MIS) for Retail Sales and Service Use (dba Xing Ye Trading) permitted in the CCB Zoning District per Planning Code Section 810.

Approved Planning Dept. Carolyn Fahey

Carroll, John (BOS)

From:

Carroll, John (BOS)

Sent:

Monday, September 9, 2019 2:48 PM

To:

CPC.Referrals; Gordon, Nelly (POL)

Cc:

Mundy, Erin (BOS); Gebb, Justin@ABC; Meyer, Rose @ABC; rosette.rasay@abc.ca.gov; Macchi, Patrick (POL); Wong, Joanne (POL); Sawyer, Georgia (POL); Salmonson, Joel (POL); Cabreros, Glenn (CPC); Asbagh, Claudine (CPC); Yan, Calvin (BOS); 'Angulo, Sunny

(sunny.angulo@sfgov.org)'; Hepner, Lee (BOS)

Subject:

Liquor License Transfer - 1262 Stockton Street - Xing Ye Trading

Categories:

190923

Good afternoon,

The office of the Clerk of the Board has received a letter requesting public convenience or necessity findings for a liquor license. This matter is being referred to you for response via the following linked document:

Referral Letter - Planning and Police Departments - September 9, 2019

You may review the entire matter on our Legislative Research Center by following the link below:

Board of Supervisors File No. 190923

After receiving review from the Planning and Police Departments, the Public Safety and Neighborhood Services Committee may hear this matter and consider public convenience or necessity findings for the application, to be forwarded to the California Department of Alcoholic Beverage Control for consideration in the license matter.

The Public Safety and Neighborhood Services Committee will tentatively schedule this hearing for a regular meeting in November of 2019.

I request the Planning Department's response before September 30, 2019. Please confirm receipt of this message.

You may review the fact sheet for public convenience or necessity requests from the San Francisco Board of Supervisors via the following link:

Liquor License Public Convenience or Necessity Request

Thanks for the review.

John Carroll
Assistant Clerk
Board of Supervisors
San Francisco City Hall, Room 244

San Francisco, CA 94102 (415) 554-4445



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

The Legislative Research Center provides 24-hour access to Board of Supervisors legislation and archived matters since August 1998.

LIQUOR LICENSE PUBLIC CONVENIENCE OR NECESSITY REFERRAL

TO:	Planning Departme	nt	DATE:	September 9, 2019			
Phone No. (415) 558		58-6371	AP Block/Lot Nos.: 0161/029 Zoning: CCB, 65-85 N				
TO: Police Department Inspector Nelly Gordon Phone No. (415) 837-7273			Quad: North East Planning Team Record No.:				
Neigh	e submit your respo borhood Services C egular meeting in No	ommittee will tent		ublic Safety and dule the PC or N hearing			
	Safety and Neighbo		Committee C				
Appli	cant name:	Xing Ye Trading	, Inc.				
Busir	ness name:	Xing Ye Trading	g				
Appli	cation address:	1262 Stockton S San Francisco, (
Appli	cant contact info:	Raymond Wu 415-518-8899 Raymondwu514	@gmail.con	<u>1</u>			
PLA	NNING REVIE	W: Appro	oval [Denial			
Plann	ing Staff Contact:						
	Please print r	eview comm	ents on	a trailing page.			
POL	ICE REVIEW:	☐ Appro	oval [Denial			
	Please print r	eview comm	ents in a	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:
 - 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
 - Wed: 8 am 6 pm
 - o Thu: 8 am 6 pm
 - o Fri: 8 am 6 pm
 - o Sat: 8 am 6 pm
 - Sun: 8 am 6 pm
- 6. Filing with Department of Alcoholic Beverage Control:
 - Applicant filed directly with ABC on July 29, 2019 with license seller and
 McGovern Escrow Services.
- 7. 30 Day Notice:
 - Applicant started the 30 day notice on August 6, 2019 and completed on September 5, 2019.
- 8. Explanation for Public Convenience or Necessity:
 - 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,

9/5/19

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	¥					
XING YE TRADING INC 2. PREMISES ADDRESS (Street number and name, cit	v zin code)	• ,		3. LICENSE TYP	E	
1262 Stockton St San Francis		•		21	<u>,</u>	
4. TYPE OF BUSINESS				21 .		
Full Service Restaurant	Hofbrau/Cafeteria	Cocktail Lounge	•	Private Clu	ıb ·	•
Deli or Specialty Restaurant	Comedy Club	Night Club		Veterans C	Club	
Cafe/Coffee Shop	Brew Pub	Tavern: Beer		Fraternal C	Club	
Bed & Breakfast:	Theater	Tavern: Beer & Wine		Wine Tasti	ng Room	÷ .
Wine only All					.0	•
Supermarket	Membership Store	Service Station		Swap Mee	t/Flea Market	
Liquor Store	Department Store	X Convenience Market		Drive-in Da		
Drug/Variety Store	Florist/Gift Shop	Convenience Market w/	Gasolina)	
Other - describe:		Convenience wanter w	Casoniic			
5. COUNTY POPULATION	6. TOTAL NUMBER OF LICENSES IN	N COUNTY	7. RATIO OF	LICENSES TO POPULA	TION IN COUNTY	·
5,592/883,963		On-Sale Off-Sale	1,133	•	On-Sale	X Off-Sale
8. CENSUS TRACT NUMBER.	9. NO. OF LICENSES ALLOWED IN C		'	ICENSES EXISTING IN	CENSUS TRACT	·
107	4	On-Sale X Off-Sale	11		On-Sale	X Off-Sale
11. IS THE ABOVE CENSUS TRACT OVERCONCENT		e ratio of licenses to population in the	census tract e	ceed the ratio of license	s to population for	the entire county?)
Yes, the number of existing licenses ex	cceeds the number allowed				•	
No, the number of existing licenses is				-		
12. DOES LAW ENFORCEMENT AGENCY MAINTAIN	- 7				•	
X Yes (Go to Item #13) 13. CRIME REPORTING DISTRICT NUMBER	No (Go to Item #20) 14. TOTAL NUMBER OF REPORTING	nierpiere .	15 TOTAL N	UMBER OF OFFENSES	IN ALL PEDARTI	MC DISTRICTS
138	654	, ,	55,022	ONBER OF OFFEROLS	IN ALL INLI OITH	NG DIOTATOTO
16. AVERAGE NO. OF OFFENSES PER DISTRICT	17. 120% OF AVERAGE NUMBER OF	OFFENSES	- '	UMBER OF OFFENSES	IN REPORTING D	DISTRICT
84.13	100.8		185			•
19. IS THE PREMISES LOCATED IN A HIGH CRIME R		greater number of reported crimes that	an the average	number of reported crime	es as determined f	rom all crime
reporting districts within the jurisdiction of the local la X Yes, the total number of offenses in the		ceeds the total number in iter	n #17	•		•
No, the total number of offenses in the		<i>'</i>				
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 a	application,	and no additional is	nformation wil	be needed
on this issue. Advise the applicant to	bring this completed form to AE	BC when filing the application	1.			
b. If "Yes" is checked in either item #	11 <u>or</u> item #19, <u>and</u> the applicar	nt is applying for a non-retail	license, a r	etail bona fide publi	c eating place	license, a
retail license issued for a hotel, motel beer manufacturer's license, or winegr	or other lodging establishment	as defined in Section 25503.	16(b) B&P,	or a retail license is	ssued in conju	ction with a
application or as soon as possible the		icani to complete Section 2 a	ing plang ti	e combieted touit to	J ADC WHEII II	ing the
				in a second	e Suntinger	•
X c. If "Yes" is checked in either item #1	1 <u>or</u> item #19, <u>and</u> the applican	nt is applying for an off-sale b	eer and wir	ne license, an off-sa	ale general lice	ense, an on-
sale beer license, an on-sale beer and to the local governing body, or its desi						
ABC in order to process the application	n.			•	,	
Governing Body/Designated Subordina	ite Name: Board of Su	ipervisors	-	•	•	
FOR DEPARTMENT USE ONLY	200.000		/			
REPARED BY (Name of Department Employee)		1.1	7			
jm		<i>U'</i>				
ABC-245 (rev. 01-11)						

		If box #20b is cl	hecked)	****		
21. Based on the information on t necessity would be served by the this area. You may attach a separ	issuance of the licens	se. Please descr	ibe below the re-	asons why is	suance of another license	ence or is justified in
					* .	
			,			
·						
· ·				•	:	
						•
						•
•						
22. APPLICANT SIGNATURE				23. DATE SIG	ENED	
PART 3 - TO BE COMPLETED BY						
The applicant named on the revers an over-concentration of licenses a Code). Sections 23958 and 23958 governing body of the area in whice days of notification of a completed Please complete items #24 to #30 letter on official letterhead stating v	se is applying for a lic and/or a higher than a 3.4 of the Business ar h the applicant premi application that public below and certify or a whether or not the iss	ense to sell alcor average crime rat nd Professions Co ses are located, convenience or affix an official se uance of the app	nolic beverages as defined in Sode requires the or its designated recessity would all, or attach a colled for license willed for license will be all to the colled for license will be all the colled	at a premises Section 2395 Department subordinated be served to ppy of the Co vould serve a	s where undue concentrations. A of the Business and Properties and	on exists (i.e., ofessions less the local s within 90 r a signed necessity.
					· 	
			•		·	
24. WILL PUBLIC CONVENIENCE OR NECESSIT	No		•	ached (i.e., let	ter, resolution, etc.)	
25. ADDITIONAL COMMENTS, IF DESIRED (may	include recepts for approval a		·			
	include reasons for approvar of	denial of public conveni	ience or necessity):			
	module reasons for approvar of	rdenial of public conveni	ience or necessity):			
	madde reasons for approvar o	denial of public conveni	ience or necessity):			
	mudue reasons for approvar o	denial of public conveni	ience or necessity):			
	mulue reasons for approvar o	denial of public conveni	ience or necessity):			
	maude reasons for approvar o	denial of public conveni	ience or necessity):			
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	maude reasons for approval of	denial of public conveni	ience or necessity):			
	mulue reasons for approval of	denial of public conveni	ience or necessity):			
	mulude reasons for approval of	denial of public conveni	ience or necessity):			
	maude reasons for approval of	denial of public conveni	ience or necessity):			
	maude reasons for approval of	denial of public conveni	ience or necessity):			
26. CITY/COUNTY OFFICIAL NAME	27. CITY/COUNTY OFF		ience or necessity):	28. CITY/COU	INTY OFFICIAL PHONE NUMBER	
26. CITY/COUNTY OFFICIAL NAME			ience or necessity):			
			ience or necessity):	28. CITY/COU		
29. CITY/COUNTY OFFICIAL SIGNATURE			ience or necessity):			
29. CITY/COUNTY OFFICIAL SIGNATURE			ience or necessity):			
26. CITY/COUNTY OFFICIAL NAME 29. CITY/COUNTY OFFICIAL SIGNATURE ABC-245 REVERSE (rev. 01-11)			ience or necessity):			

Department of Alcoholic Beverage Control

APPLICATION FOR ALCO), JLIC BEVERAGE LICENSE(S) ABC 211 (6/99)

State of California

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 FRANCISCO

First Owner:

XING YE TRADING INC

Name of Business:

Location of Business:

1262 STOCKTON ST

SAN FRANCISCO, CA 94133-4312

County:

SAN FRANCISCO

Is Premises inside city limits?

Mailing Address:(If different

from

premises address)

Type of license(s):

21

Yes

Census Tract:

Dropping Partner:

Transferor's license/name:

269583 / LAU, JENNIFER SOON

License Type 21 - Off-Sale General	Transaction Type PER/PRM	<u>Master</u> Y	Second	dary LT And	Count
License Type Application Fee	Transaction Description STATE FINGERPRINTS	Fee Code	Dup 2	<u>Date</u> 07/29/19	<u>Fee</u> \$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 FRANCISCO

Date: July 29, 2019

Applicant Name(s)

XING YE TRADING INC

Print Form

Introduction Form

By a Member of the Board of Supervisors or the Mayor

I hereby submit the following item for introduction (select only one):
1. For reference to Committee. (An Ordinance, Resolution, Motion, or Charter Amendment)
2. Request for next printed agenda Without Reference to Committee.
4. Request for letter beginning "Supervisor inquires"
5. City Attorney request.
☐ 6. Call File No. from Committee.
7. Budget Analyst request (attach written motion).
8. Substitute Legislation File No.
9. Reactivate File No.
10. Question(s) submitted for Mayoral Appearance before the BOS on
Please check the appropriate boxes. The proposed legislation should be forwarded to the following: Small Business Commission Planning Commission Building Inspection Commission ote: For the Imperative Agenda (a resolution not on the printed agenda), use a Imperative Form. ponsor(s):
Clerk of the Board
ubject:
Liquor License Transfer - 1262 Stockton Street - Xing Ye Trading
The text is listed below or attached:
Hearing to consider that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to King Ye Trading, Inc., doing business as Xing Ye Trading located at 1262 Stockton Street (District 3), will serve the public convenience or necessity of the City and County of San Francisco.
Signature of Sponsoring Supervisor: Wlisatomera
or Clerk's Use Only:

Time stamp