AMENDING PART II, CHAPTER II, OF THE SAN FRANCISCO MUNICIPAL CODE
(PLANNING CODE) BY AMENDING ARTICLE SEVEN TO CREATE "LIQUOR STORE"
AS A NEW USE CATEGORY IN THE NEIGHBORHOOD COMMERCIAL DISTRICTS, BY
ADDING SECTION 790.55 TO DEFINE THE USE AND DESIGNATING THE NEW USE AS
EITHER A PERMITTED USE, A CONDITIONAL USE OR NOT PERMITTED IN THE
VARIOUS NEIGHBORHOOD COMMERCIAL DISTRICTS BY AMENDING SECTION
703.2 AND EACH OF THE NEIGHBORHOOD COMMERCIAL DISTRICT ZONING
CONTROL TABLES IN ARTICLE 7; ADOPTING FINDING PURSUANT TO PLANNING
CODE SECTION 101.1

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1.

(a) General Findings.

During a scheduled study of possible changes to the Neighborhood Commercial District controls, the Department identified alcoholic beverage controls as a potentially important issue for the NCD study. It noted that the Planning Code already controls in the NC Districts, the establishments typically offering on sale alcohol consumption (bars and restaurants). A concentration of off sale establishments is frequently cited as contributing to street-oriented misconduct such as littering, panhandling, loitering, drug trafficking, noise, vandalism and gang related activities, and these problems threaten personal safety, devalue property and tarnish the
neighborhood's image. At a time when neighborhood residents are trying to improve the
economic base of their neighborhood, improve public safety, beautify their neighborhood, and
provide a stable living environment for its residents, any new off-sale liquor establishment may be a
threat to this effort and may not be desirable in some neighborhoods.

(b) Priority Policy Findings. The proposed amendment would conform to the Priority
Policies of Planning Code section 101,1,

(1) The legislation is consistent with Priority Policy 1 in that prohibiting additional
establishments selling off-sale liquor in areas already impacted by these uses or making them
conditional uses in other districts would enhance the image of the neighborhood and help create a
diverse retail offering.

(2) The legislation is consistent with Priority Policy 2 in that prohibiting additional
establishments selling off-sale liquor in areas already impacted by these uses or making them
conditional uses would enhance the image of the neighborhood and help preserve the character of
the residential development in these areas.

(3) The legislation is consistent with Priority Policy 3 in that it would not effect
affordability of housing.

(4) The legislation is consistent with Priority Policy 4 in that it would not effect commuter
traffic or Muni transit service.

(5) The legislation is consistent with Priority Policy 5 in that it would not encourage the
intrusion of commercial office development.

(6) The legislation is consistent with Priority Policy 6 in that the proposal would not effect
seismic safety standards.
(7) The legislation is consistent with Priority Policy 7 in that it would not change the rules regarding landmarks and historic buildings but would help provide an appropriate environment for them.

(8) The legislation is consistent with Priority Policy 8 in that it would help provide an appropriate environment for open spaces by limiting the availability of alcoholic beverages that could be consumed outdoors.

Section 2. The San Francisco Planning Code is hereby amended by amending Section 703.2 to reflect the creation of a new use category of Liquor Store, as follows:

SEC. 703.2. USES PERMITTED IN NEIGHBORHOOD COMMERCIAL DISTRICTS. A use is the specific purpose for which a property or building is used, occupied, maintained, or leased. Whether or not a use is permitted in a specific district is set forth or summarized and cross-referenced in Sections 710.1 through 730.95 of this Code for each district class.

(a) **Use Categories.** The uses, functions, or activities, which are permitted in each Neighborhood Commercial District class include those listed below by zoning control category and number and cross-referenced to the Code Section containing the definition.

<table>
<thead>
<tr>
<th>No.</th>
<th>Zoning Control Categories for Uses</th>
<th>Use Definition</th>
</tr>
</thead>
<tbody>
<tr>
<td>.24</td>
<td>Outdoor Activity Area</td>
<td>§ 790.70</td>
</tr>
<tr>
<td>.25</td>
<td>Drive-up Facility</td>
<td>§ 790.30</td>
</tr>
<tr>
<td>.26</td>
<td>Walk-up Facility</td>
<td>§ 790.140</td>
</tr>
<tr>
<td>.27</td>
<td>Hours of Operation</td>
<td>§ 790.48</td>
</tr>
<tr>
<td></td>
<td>Code</td>
<td>Description</td>
</tr>
<tr>
<td>---</td>
<td>------</td>
<td>-----------------------------------</td>
</tr>
<tr>
<td>1</td>
<td>.38</td>
<td>Residential Conversion</td>
</tr>
<tr>
<td>2</td>
<td>.39</td>
<td>Residential Demolition</td>
</tr>
<tr>
<td>3</td>
<td>.40</td>
<td>Other Retail Sales and Services</td>
</tr>
<tr>
<td>4</td>
<td>.41</td>
<td>Bar</td>
</tr>
<tr>
<td>5</td>
<td>.42</td>
<td>Full-service Restaurant</td>
</tr>
<tr>
<td>6</td>
<td>.43</td>
<td>Large Fast-Food Restaurant</td>
</tr>
<tr>
<td>7</td>
<td>.44</td>
<td>Small Self-Service Restaurant</td>
</tr>
<tr>
<td>8</td>
<td>.45</td>
<td>Liquor Store</td>
</tr>
<tr>
<td>9</td>
<td>.46</td>
<td>Movie Theater</td>
</tr>
<tr>
<td>10</td>
<td>.47</td>
<td>Adult Entertainment</td>
</tr>
<tr>
<td>11</td>
<td>.48</td>
<td>Other Entertainment</td>
</tr>
<tr>
<td>12</td>
<td>.49</td>
<td>Financial Service</td>
</tr>
<tr>
<td>13</td>
<td>.50</td>
<td>Limited Financial Service</td>
</tr>
<tr>
<td>14</td>
<td>.51</td>
<td>Medical Service</td>
</tr>
<tr>
<td>15</td>
<td>.52</td>
<td>Personal Service</td>
</tr>
<tr>
<td>16</td>
<td>.53</td>
<td>Business or Professional Service</td>
</tr>
<tr>
<td>17</td>
<td>.54</td>
<td>Massage Establishment</td>
</tr>
<tr>
<td>18</td>
<td>.55</td>
<td>Tourist Hotel</td>
</tr>
<tr>
<td>19</td>
<td>.56</td>
<td>Automobile Parking</td>
</tr>
<tr>
<td>20</td>
<td>.57</td>
<td>Automotive Gas Station</td>
</tr>
<tr>
<td>21</td>
<td>.58</td>
<td>Automotive Service Station</td>
</tr>
<tr>
<td>22</td>
<td>.59</td>
<td>Automotive Repair</td>
</tr>
</tbody>
</table>
Permitted Uses. All permitted uses shall be conducted within an enclosed

Use Limitations. The uses permitted in Neighborhood Commercial
Districts are either principal, conditional, accessory, or temporary uses as stated in this Section,
and include those uses set forth or summarized and cross-referenced in the zoning control
categories as listed in Paragraph (a) in Sections 710.1 through 729.95 of this Code for each district
class.

(1) Permitted Uses. All permitted uses shall be conducted within an enclosed
building in Neighborhood Commercial Districts, unless otherwise specifically allowed in this Code.
Exceptions from this requirement are: uses which, when located outside of a building, qualify as an
outdoor activity area, as defined in Section 790.70 of this Code; accessory off-street parking and
loading and other uses listed below which function primarily as open-air uses, or which may be 
appropriate if located on an open lot, outside a building, or within a partially enclosed building, 
subject to other limitations of this Article 7 and other sections of this Code.

<table>
<thead>
<tr>
<th>No.</th>
<th>Zoning Control Category</th>
</tr>
</thead>
<tbody>
<tr>
<td>.56</td>
<td>Automobile Parking</td>
</tr>
<tr>
<td>.57</td>
<td>Automotive Gas Station</td>
</tr>
<tr>
<td>.58</td>
<td>Automotive Service Station</td>
</tr>
<tr>
<td>.60</td>
<td>Automotive Wash</td>
</tr>
<tr>
<td>.61</td>
<td>Automobile Sale or Rental</td>
</tr>
<tr>
<td>.81</td>
<td>Other Institutions, Large (selected)</td>
</tr>
<tr>
<td>.83</td>
<td>Public Use (selected)</td>
</tr>
<tr>
<td>.95</td>
<td>Community Residential Parking</td>
</tr>
</tbody>
</table>

If there are two or more uses in a structure and none is classified below under Section 
703.2(b)(1)(C) of this Code as accessory, then each of these uses will be considered separately as 
independent principal, conditional or temporary uses.

(A) **Principal Uses.** Principal uses are permitted as of right in a Neighborhood 
Commercial District, when so indicated in Sections 710.1 through 729.95 of this Code for each 
district class.

(B) **Conditional Uses.** Conditional uses are permitted in a Neighborhood 
Commercial District when authorized by the Planning Commission; whether a use is conditional in 
a given district is indicated in Sections 710.10 through 729.95. An establishment which sells beer 
or wine with motor vehicle fuel is a conditional use, and shall be governed by Section 229. 
Conditional uses are subject to the provisions set forth in Sections 178, 179, and 316 through 
316.8 of this Code.

(C) **Accessory Uses.** Except as prohibited in Section 728 and subject to the
limitations set forth below and in Sections 204.1 (Accessory Uses for Dwelling Units in R and NC Districts), 204.4 (Dwelling Units Accessory to Other Uses), and 204.5 (Parking and Loading as Accessory Uses) of this Code, a related minor use which is either necessary to the operation or enjoyment of a lawful principal use or conditional use, or is appropriate, incidental and subordinate to any such use, shall be permitted as an accessory use when located on the same lot. Any use which does not qualify as an accessory use shall be classified as a principal or conditional use, unless it qualifies as a temporary use under Sections 205 through 205.2 of this Code.

No use will be considered accessory to a permitted principal or conditional use which involves or requires any of the following:

(i) The use of more than \(\frac{1}{3}\) of the total floor area occupied by such use and the principal or conditional use to which it is accessory, except in the case of accessory off-street parking and loading;

(ii) Any bar, restaurant, other entertainment, or any retail establishment which serves liquor for consumption on-site;

(iii) Any take-out food use, as defined in Section 790.122, except for a take-out food use which occupies 100 square feet or less (including the area devoted to food preparation and service and excluding storage and waiting areas) in a general grocery or specialty grocery store;

(iv) Any take-out food use, as defined in Section 790.122, except for a take-out food use operating as a minor and incidental use within a full-service restaurant;

(v) The wholesaling, manufacturing or processing of foods, goods, or commodities on the premises of an establishment which does not also use or provide for primarily retail sale of such foods, goods or commodities at the same location where such wholesaling, manufacturing or processing takes place.

The foregoing rules shall not prohibit take-out food activity which operates in conjunction with a fast-food restaurant or a self-service restaurant. A fast-food restaurant or a self-service
restaurant, by definition, includes take-out food as an accessory and necessary part of its operation.

(D) **Temporary Uses.** Temporary uses are permitted uses, subject to the provisions set forth in Section 205 of this Code.

(2) **Not Permitted Uses.**

(A) Uses which are not specifically listed in this Article are not permitted unless they qualify as a nonconforming use pursuant to Sections 180 through 186.1 of this Code or are determined by the Zoning Administrator to be permitted uses in accordance with Section 307(a) of this Code.

(B) No use, even though listed as a permitted use, shall be permitted in a Neighborhood Commercial District which, by reason of its nature or manner of operation, creates conditions that are hazardous, noxious, or offensive through the emission of odor, fumes, smoke, cinders, dust, gas, vibration, glare, refuse, water-carried waste, or excessive noise.

(C) The establishment of a use that sells alcoholic beverages, other than beer and wine, concurrent with motor vehicle fuel is prohibited, and shall be governed by Section 229.

Section 3. The San Francisco Planning Code is hereby amended by adding Section 710.45 to the Neighborhood Cluster District (NC-1) Zoning control table (Section 710) adding the liquor store use category as follows:

**SEC. 710.**

**NEIGHBORHOOD COMMERCIAL CLUSTER DISTRICT**

**NC-1 ZONING CONTROL TABLE**

<table>
<thead>
<tr>
<th>No.</th>
<th>Zoning Category</th>
<th>§ References</th>
<th>Controls</th>
</tr>
</thead>
<tbody>
<tr>
<td>710.45</td>
<td>Liquor Store</td>
<td>790.55</td>
<td>P</td>
</tr>
</tbody>
</table>

Section 4. The San Francisco Planning Code is hereby amended by adding Section 711.45 to the Small-Scale Neighborhood Commercial District (NC-2) Zoning control table.
(Section 711) adding the liquor store use category as follows:

**SEC. 711.**

**SMALL-SCALE NEIGHBORHOOD COMMERCIAL DISTRICT**

**NC-2 ZONING CONTROL TABLE**

<table>
<thead>
<tr>
<th>No.</th>
<th>Zoning Category</th>
<th>$ References</th>
<th>Controls</th>
</tr>
</thead>
<tbody>
<tr>
<td>711.45</td>
<td>Liquor Store</td>
<td>790.55</td>
<td>P</td>
</tr>
</tbody>
</table>

Section 5. The San Francisco Planning Code is hereby amended by adding Section 712.45 to the Moderate-Scale Neighborhood Commercial District (NC-3) Zoning control table (Section 712) adding the liquor store use category as follows:

**SEC. 712.**

**MODERATE-SCALE NEIGHBORHOOD COMMERCIAL DISTRICT**

**NC-3 ZONING CONTROL TABLE**

<table>
<thead>
<tr>
<th>No.</th>
<th>Zoning Category</th>
<th>$ References</th>
<th>Controls</th>
</tr>
</thead>
<tbody>
<tr>
<td>712.45</td>
<td>Liquor Store</td>
<td>790.55</td>
<td></td>
</tr>
</tbody>
</table>

Section 6. The San Francisco Planning Code is hereby amended by adding Section 713.45 to the Neighborhood Commercial Shopping Center District NC-S Zoning Control Table (Section 713) adding the liquor store use category as follows:

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SEC. 713.

NEIGHBORHOOD COMMERCIAL SHOPPING CENTER DISTRICT

NC-S ZONING CONTROL TABLE

<table>
<thead>
<tr>
<th>No.</th>
<th>Zoning Category</th>
<th>§ References</th>
<th>Controls</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Retail Sales and Services</td>
<td></td>
<td></td>
</tr>
<tr>
<td>713.45</td>
<td>Liquor Store</td>
<td>790.55</td>
<td>P</td>
</tr>
</tbody>
</table>

Section 7. The San Francisco Planning Code is hereby amended by adding Section 714.45 to the Broadway Neighborhood Commercial District Zoning Control Table (Section 714) adding the liquor store use category as follows:

SEC. 714.

BROADWAY NEIGHBORHOOD COMMERCIAL DISTRICT

ZONING CONTROL TABLE

<table>
<thead>
<tr>
<th>No.</th>
<th>Zoning Category</th>
<th>§ References</th>
<th>Controls</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Retail Sales and Services</td>
<td></td>
<td></td>
</tr>
<tr>
<td>714.45</td>
<td>Liquor Store</td>
<td>790.55</td>
<td>C</td>
</tr>
</tbody>
</table>

Section 8. The San Francisco Planning Code is hereby amended by adding Section 715.45 to the Castro Street Neighborhood Commercial District Zoning Control Table (Section 715) adding the liquor store use category as follows:

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DEPARTMENT OF PLANNING
BOARD OF SUPERVISORS

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May 23, 2000
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SEC. 715.
CASTRO STREET NEIGHBORHOOD COMMERCIAL DISTRICT
ZONING CONTROL TABLE

<table>
<thead>
<tr>
<th>No.</th>
<th>Zoning Category</th>
<th>§ References</th>
<th>Controls</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Retail Sales and Services</td>
<td></td>
<td></td>
</tr>
<tr>
<td>715.45</td>
<td>Liquor Store</td>
<td>790.55</td>
<td>C</td>
</tr>
</tbody>
</table>

Section 9. The San Francisco Planning Code is hereby amended by adding Section 716.45 to the Inner Clement Street Neighborhood Commercial District Zoning Control Table (Section 716) adding the liquor store use category as follows:

SEC. 716.
INNER CLEMENT STREET NEIGHBORHOOD COMMERCIAL DISTRICT
ZONING CONTROL TABLE

<table>
<thead>
<tr>
<th>No.</th>
<th>Zoning Category</th>
<th>§ References</th>
<th>Controls</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Retail Sales and Services</td>
<td></td>
<td></td>
</tr>
<tr>
<td>716.45</td>
<td>Liquor Store</td>
<td>790.55</td>
<td>C</td>
</tr>
</tbody>
</table>

Section 10. The San Francisco Planning Code is hereby amended by adding Section 717.45 to the Outer Clement Street Neighborhood Commercial District Zoning Control Table (Section 717) adding the liquor store use category as follows:

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///
SEC. 717.

OUTER CLEMENT NEIGHBORHOOD COMMERCIAL DISTRICT

ZONING CONTROL TABLE

<table>
<thead>
<tr>
<th>No.</th>
<th>Zoning Category</th>
<th>§ References</th>
<th>Controls</th>
</tr>
</thead>
<tbody>
<tr>
<td>717.45</td>
<td>Liquor Store</td>
<td>790.55</td>
<td>C</td>
</tr>
</tbody>
</table>

Section 11. The San Francisco Planning Code is hereby amended by adding Section 718.45 to the Upper Fillmore Street Neighborhood Commercial District Zoning Control Table (Section 718) adding the liquor store use category as follows:

SEC. 718.

UPPER FILLMORE STREET NEIGHBORHOOD COMMERCIAL DISTRICT

ZONING CONTROL TABLE

<table>
<thead>
<tr>
<th>No.</th>
<th>Zoning Category</th>
<th>§ References</th>
<th>Controls</th>
</tr>
</thead>
<tbody>
<tr>
<td>718.45</td>
<td>Liquor Store</td>
<td>790.55</td>
<td>C</td>
</tr>
</tbody>
</table>

Section 12. The San Francisco Planning Code is hereby amended by adding Section 719.45 to the Haight Street Neighborhood Commercial District Zoning Control Table (Section 719) adding the liquor store use category as follows:
## SEC. 719.

**HAIGHT STREET NEIGHBORHOOD COMMERCIAL DISTRICT**

**ZONING CONTROL TABLE**

<table>
<thead>
<tr>
<th>No.</th>
<th>Zoning Category</th>
<th>§ References</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td><strong>Retail Sales and Services</strong></td>
<td></td>
</tr>
<tr>
<td>719.45</td>
<td>Liquor Store</td>
<td>790.55</td>
</tr>
</tbody>
</table>

Section 13. The San Francisco Planning Code is hereby amended by adding Section 720.45 to the Hayes-Gough Neighborhood Commercial District Zoning Control Table (Section 720) adding the liquor store use category as follows:

## SEC. 720.

**HAYES-GOUGH NEIGHBORHOOD COMMERCIAL DISTRICT**

**ZONING CONTROL TABLE**

<table>
<thead>
<tr>
<th>No.</th>
<th>Zoning Category</th>
<th>§ References</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td><strong>Retail Sales and Services</strong></td>
<td></td>
</tr>
</tbody>
</table>
| 720.45 | Liquor Store         | 790.55       | C

Section 14. The San Francisco Planning Code is hereby amended by adding Section 721.45 to the Upper Market Street Neighborhood Commercial District Zoning Control Table (Section 721) adding the liquor store use category as follows:

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SEC. 721.

UPPER MARKET STREET NEIGHBORHOOD COMMERCIAL DISTRICT
ZONING CONTROL TABLE

<table>
<thead>
<tr>
<th>No.</th>
<th>Zoning Category</th>
<th>§ References</th>
<th>Controls</th>
</tr>
</thead>
<tbody>
<tr>
<td>721.45</td>
<td>Liquor Store</td>
<td>790.55</td>
<td>C</td>
</tr>
</tbody>
</table>

Section 15. The San Francisco Planning Code is hereby amended by adding Section 722.45 to the North Beach Neighborhood Commercial District Zoning Control Table (Section 722) adding the liquor store use category as follows:

SEC. 722.

NORTH BEACH NEIGHBORHOOD COMMERCIAL DISTRICT
ZONING CONTROL TABLE

<table>
<thead>
<tr>
<th>No.</th>
<th>Zoning Category</th>
<th>§ References</th>
<th>Controls</th>
</tr>
</thead>
<tbody>
<tr>
<td>722.45</td>
<td>Liquor Store</td>
<td>790.55</td>
<td>C</td>
</tr>
</tbody>
</table>

Section 16. The San Francisco Planning Code is hereby amended by adding Section 723.45 to the Polk Street Neighborhood Commercial District Zoning Control Table (Section 723) adding the liquor store use category as follows:

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SEC. 723.

POLK STREET NEIGHBORHOOD COMMERCIAL DISTRICT

ZONING CONTROL TABLE

<table>
<thead>
<tr>
<th>No.</th>
<th>Zoning Category</th>
<th>§ References</th>
<th>Controls</th>
</tr>
</thead>
<tbody>
<tr>
<td>723.45</td>
<td>Liquor Store</td>
<td>790.55</td>
<td>C</td>
</tr>
</tbody>
</table>

Section 17. The San Francisco Planning Code is hereby amended by adding Section 724.45 to the Sacramento Street Neighborhood Commercial District Zoning Control Table (Section 724) adding the liquor store use category as follows:

SEC. 724.

SACRAMENTO STREET NEIGHBORHOOD COMMERCIAL DISTRICT

ZONING CONTROL TABLE

<table>
<thead>
<tr>
<th>No.</th>
<th>Zoning Category</th>
<th>§ References</th>
<th>Controls</th>
</tr>
</thead>
<tbody>
<tr>
<td>724.45</td>
<td>Liquor Store</td>
<td>790.55</td>
<td>P</td>
</tr>
</tbody>
</table>

Section 18. The San Francisco Planning Code is hereby amended by adding Section 725.45 to the Union Street Neighborhood Commercial District Zoning Control Table (Section 725) adding the liquor store use category as follows:

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SEC. 725.

UNION STREET NEIGHBORHOOD COMMERCIAL DISTRICT

ZONING CONTROL TABLE

<table>
<thead>
<tr>
<th>No.</th>
<th>Zoning Category</th>
<th>§ References</th>
<th>Controls</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Retail Sales and Services</td>
<td></td>
<td></td>
</tr>
<tr>
<td>725.45</td>
<td>Liquor Store</td>
<td>790.55</td>
<td>C</td>
</tr>
</tbody>
</table>

Section 19. The San Francisco Planning Code is hereby amended by adding Section 726.45 to the Valencia Street Neighborhood Commercial District Zoning Control Table (Section 726) adding the liquor store use category as follows:

SEC. 726.

VALENCIA STREET NEIGHBORHOOD COMMERCIAL DISTRICT

ZONING CONTROL TABLE

<table>
<thead>
<tr>
<th>No.</th>
<th>Zoning Category</th>
<th>§ References</th>
<th>Controls</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Retail Sales and Services</td>
<td></td>
<td></td>
</tr>
<tr>
<td>726.45</td>
<td>Liquor Store</td>
<td>790.55</td>
<td></td>
</tr>
</tbody>
</table>

Section 20. The San Francisco Planning Code is hereby amended by adding Section 727.45 to the 24TH Street-Mission Neighborhood Commercial District Zoning Control Table (Section 727) adding the liquor store use category as follows:

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SEC. 727.

24TH STREET-MISSION NEIGHBORHOOD COMMERCIAL DISTRICT

ZONING CONTROL TABLE

<table>
<thead>
<tr>
<th>No.</th>
<th>Zoning Category</th>
<th>§ References</th>
<th>Controls</th>
</tr>
</thead>
<tbody>
<tr>
<td>727.45</td>
<td>Liquor Store</td>
<td>790.55</td>
<td></td>
</tr>
</tbody>
</table>

Section 21. The San Francisco Planning Code is hereby amended by adding Section 728.45 to the 24TH Street-Noe Valley Neighborhood Commercial District Zoning Control Table (Section 728) adding the liquor store use category as follows:

SEC. 728.

24TH STREET-NOE VALLEY NEIGHBORHOOD COMMERCIAL DISTRICT

ZONING CONTROL TABLE

<table>
<thead>
<tr>
<th>No.</th>
<th>Zoning Category</th>
<th>§ References</th>
<th>Controls</th>
</tr>
</thead>
<tbody>
<tr>
<td>728.45</td>
<td>Liquor Store</td>
<td>790.55</td>
<td>C</td>
</tr>
</tbody>
</table>

Section 22. The San Francisco Planning Code is hereby amended by adding Section 729.45 to the West Portal Avenue Neighborhood Commercial District Zoning Control Table (Section 729) adding the liquor store use category as follows:

///
///
///
///
///
///
SEC. 729.

WEST PORTAL AVENUE NEIGHBORHOOD COMMERCIAL DISTRICT

ZONING CONTROL TABLE

<table>
<thead>
<tr>
<th>No.</th>
<th>Zoning Category</th>
<th>§ References</th>
<th>Controls</th>
</tr>
</thead>
<tbody>
<tr>
<td>729.45</td>
<td>Liquor Store</td>
<td>790.55</td>
<td>P</td>
</tr>
</tbody>
</table>

Section 23. The San Francisco Planning Code is hereby amended by adding Section 790.55 to define “Liquor Store,” as follows:

Sec. 790.55. Liquor Store. A retail use which sells beer, wine, or distilled mineral spirits to a customer in an open or closed container for consumption off the premises and which needs a State of California Alcoholic Beverage Control Board License type 20 (off-sale beer and wine) or type 21 (off-sale general).

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By: 

JUDITH A. BOYAJIAN

Deputy City Attorney

SAN FRANCISCO DEPARTMENT OF CITY
CATEGORICALLY EXEMPT FROM ENVIRONMENTAL

CLASS  Not a project per CEQA

Statutes Section 21065.

Deane Urry 5/24/00
Ordinance amending Part II, Chapter II, of the San Francisco Municipal Code (Planning Code) by amending Article Seven to create "Liquor Store" as a new use category in the Neighborhood Commercial Districts, by adding Section 790.55 to define the use and designating the new use as either a permitted use, a conditional use or not permitted in the various Neighborhood Commercial Districts by amending Section 703.2 and each of the Neighborhood Commercial District Zoning Control Tables in Article 7; adopting findings pursuant to Planning Code Section 101.1.

October 30, 2000 Board of Supervisors — PASSED, ON FIRST READING
Ayes: 9 - Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 2 - Ammiano, Brown

November 6, 2000 Board of Supervisors — FINALLY PASSED
Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki
Absent: 1 - Yee
File No. 001424

I hereby certify that the foregoing Ordinance was FINALLY PASSED on November 6, 2000 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

Mayor Willie L. Brown Jr.