

1 [Liquor License, 965 Mission Street, Suite 160]

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Resolution determining that the issuance of a Type 42 on-sale beer and wine license to Steve Kahn, for Fronterra LLC at the Off-Market Theaters, located at 965 Mission Street, Suite 160 (District 6), will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

WHEREAS, Steve Kahn is seeking issuance of a Type 42 on-sale beer and wine license for Fronterra LLC at the Off-Market Theaters, located at 965 Mission Street, Suite 160; and,

WHEREAS, The City Planning Department has verified that the area is properly zoned; and

WHEREAS, The Police Department recommends that the liquor license application be approved with conditions; now, therefore, be it

RESOLVED, That in accordance with Section 23958.4 of the California Business and Professions Code, the Board of Supervisors of the City and County of San Francisco hereby determines for the foregoing reasons that the issuance of a Type 42 on-sale beer and wine license, to Steve Kahn for Fronterra LLC at the Off-Market Theaters, located at 965 Mission Street, Suite 160 (District 6), will serve the public convenience and necessity of the people of the City and County of San Francisco.

Conditions: (1) The premises shall be maintained as a bona fide art gallery (a room or building devoted to the exhibition of works of art), with the sale of beer and wine as an incidental part of the operation;

1 (2) The petitioner(s) shall stock and offer for sale a substantial assortment of art
2 and/or merchandise commonly associated with and sold to persons in the community;

3 (3) The sale of alcoholic beverages for consumption off the premises is strictly
4 prohibited;

5 (4) The petitioner(s) shall be responsible for maintaining free of litter the area
6 adjacent to the premises over which they have control;

7 (5) No noise shall be audible beyond the area under control of the licensee;

8 (6) At any time the premises are providing live entertainment, the petitioner(s)
9 shall provide security personnel that shall maintain order therein and prevent any
10 activity which would interfere with the quiet enjoyment of their property by nearby
11 residents;

12 (7) The petitioner(s) shall not display any magazine, video, printed or painted
13 material which contains pictures depicting:

14 *Acts or simulated acts or sexual acts which are prohibited by law;

15 *Any person being touched, caressed or fondled in a manner prohibited by law;

16 *Scenes wherein artificial devices or inanimate objects are employed to depict, or
17 drawings are employed to portray, any other prohibited activities described
18 above;

19 (8) No pool or billiard tables may be maintained on the premises.

20 (9) There shall be no coin operated games or video machines upon the premises
21 at anytime;

22 (10) There shall be no exterior advertising or sign of any type, including
23 advertising to the exterior from within, promoting or indicating the availability of alcoholic
24 beverages;

1 (11) Interior displays of alcoholic beverages or signs, which are clearly visible to
2 the exterior, shall constitute a violation of this condition;

3 (12) Sales, service and consumption of alcoholic beverages shall be permitted
4 only between the hours of 11:00 a.m. to 12:00 midnight Thursday through Sunday;

5 (13) Petitioner shall regularly police the area under their control in an effort to
6 prevent the loitering of persons about the premises.

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City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Resolution

File Number: 041305

Date Passed:

Resolution determining that the issuance of a Type 42 on-sale beer and wine license to Steve Kahn, for Fronterra LLC at the Off-Market Theaters, located at 965 Mission Street, Suite 160 (District 6), will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with section 23958.4 of the California Business and Professions Code, with conditions.

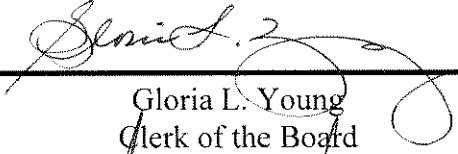
November 16, 2004 Board of Supervisors — ADOPTED

Ayes: 9 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Maxwell,
Peskin, Sandoval

Excused: 2 - Ma, McGoldrick

File No. 041305

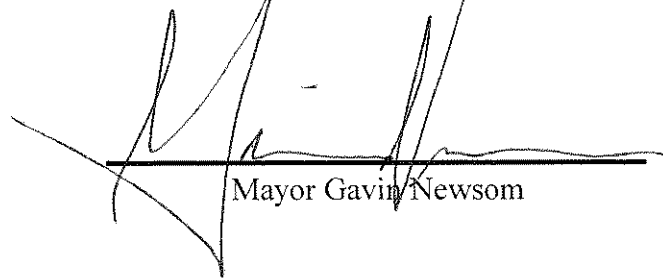
I hereby certify that the foregoing Resolution was **ADOPTED** on November 16, 2004 by the Board of Supervisors of the City and County of San Francisco.



Gloria L. Young
Clerk of the Board

11/16/2004

Date Approved



Mayor Gavin Newsom