

1 [Liquor License, 1760-1772 Market Street]

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3 **Resolution determining that the issuance of a Type 48 on-sale general public**
4 **premises liquor license in exchange for a Type 47 on-sale general eating place**
5 **license to Michael Harrity, for Octavia Lounge located at 1760-1772 Market Street,**
6 **will serve the public convenience and necessity of the people of the City and**
7 **County of San Francisco, in accordance with section 23958.4 of the California**
8 **Business and Professions Code with conditions.**

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10 WHEREAS, Michael Harrity is seeking issuance of a type 48 on-sale general
11 public premises liquor license in exchange for a Type 47 on-sale general eating place
12 license for the Octavia Lounge, located at 1760-1772 Market Street; and,

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

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

17 RESOLVED, That in accordance with Section 23958.4 of the California Business
18 and Professions Code, the Board of Supervisors of the City and County of San
19 Francisco hereby determines for the foregoing reasons that the issuance of a type 48
20 on-sale general public premises liquor license, to Michael Harrity for Octavia Lounge,
21 located at 1760-1772 Market Street will serve the public convenience and necessity of
22 the people of the City and County of San Francisco.

23 Conditions: (1) Sales, service and consumption of alcoholic beverages shall be
24 permitted only between the hours of 11:00 a.m. to 2:00 a.m., each day of the week; (2)
25 The sale of alcoholic beverages for consumption off the premises is prohibited; (3) No

1 noise shall be audible beyond the area under control of the licensee; (4) Petitioner shall
2 regularly police the area under their control in an effort to prevent the loitering of
3 persons about the premise; (5) Petitioner shall be responsible for maintaining free of
4 litter the area adjacent to the premises over which they have control.

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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: 050163

Date Passed:

Resolution determining that the issuance of a Type 48 on-sale general public premises liquor license in exchange for a Type 47 on-sale general eating place license to Michael Harrity, for Octavia Lounge located at 1760-1772 Market Street, 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.

March 22, 2005 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell,
McGoldrick, Mirkarimi, Peskin, Sandoval

File No. 050163

I hereby certify that the foregoing Resolution was ADOPTED on March 22, 2005 by the Board of Supervisors of the City and County of San Francisco.

APR 01 2005

Date Approved

Ray Gullbengaz
for Gloria L. Young
Clerk of the Board

[Signature]
Mayor Gavin Newsom