

1 [Liquor License Transfer – 17 Third Street]

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3 **Resolution determining that the transfer of a Type 21 off-sale general license from 1701**
4 **Taraval Street to 17 Third Street (District 6), to Brian Sheehy for Future Beverage, Inc.**
5 **dba Cask will serve the public convenience and necessity of the people of the City and**
6 **County of San Francisco, in accordance with Section 23958.4 of the California**
7 **Business and Professions Code, with conditions.**

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10 WHEREAS, Brian Sheehy is seeking the transfer of a Type 21 off-sale general
11 license from 1701 Taraval Street to 17 Third Street (District 6), for Future Beverage, Inc.
12 dba Cask; and,

13 WHEREAS, The Planning Department has verified that the area is properly
14 zoned; 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 transfer of a Type 21
20 off-sale general license to Brian Sheehy for Future Beverage, Inc., dba Cask, located at
21 17 Third Street, will serve the public convenience and necessity of the people of the City
22 and County of San Francisco.

23 Conditions: (1) Sales of alcoholic beverages shall be permitted only between the
24 hours of 11:00 a.m. and 7:00 p.m. each day of the week. (2) Not more than 25% of the
25 square footage of the premises will be used for the display of alcoholic beverages. (3)

1 No person under the age of 21 shall sell or deliver alcoholic beverages. (4) The sale of
2 distilled spirits in sizes 375 ml. or small is strictly prohibited. (5) No beer or malt
3 beverages shall be sold, regardless of container size, in quantities of less than six per
4 sale. (6) No malt beverages with an alcoholic content greater than 5.7% by volume may
5 be sold, except for micro-brews and specialty malt products sold under the following
6 designations: Stout, Porter, IPA ([English] India Pale Ale), and ESB (Extra
7 Special/Strong Bitter). (7) No wine shall be sold with an alcoholic content of greater than
8 15% by volume except for "Dinner Wines" which have been aged two years or more and
9 maintained in corked bottles. (8) Wine shall not be sold in bottles or containers smaller
10 than 750 ml. and wine coolers, beer coolers, or pre-mixed distilled spirit cocktails (if
11 allowed by the license) must be sold in manufacturer pre-packaged multi-unit quantities.
12 (9) There shall be no disposable cups, glasses, or similar receptacles commonly used
13 for the drinking of beverages, sold, furnished, or given away at the petitioner's premises
14 in quantities of less than twelve (12) in their original multi-container package. (10) All
15 ice shall be sold at or about prevailing prices in the area and in quantities of not less
16 than three (3) pounds per sale and shall not be given away free. (11) The possession
17 of alcoholic beverages in open containers and the consumption of alcoholic beverages
18 is prohibited on or around these premises as depicted on the ABC Form 257. (12) No
19 noise shall be audible beyond the area under the control of the licensee(s). (13) The
20 petitioner shall not permit their patrons or the general public to loiter or congregate on
21 the area adjacent to the licensed premises. (14) The petitioner(s) shall be responsible
22 for maintaining free of litter the area adjacent to the premises over which they have
23 control. (15) Graffiti shall be removed from the premises and all parking lots under the
24 control of the licensee within 72 hours of application. If the graffiti occurs on a Friday or
25 weekend day, or on a holiday, the licensee shall remove the graffiti within 72 hours

1 following the beginning the next weekday. (16) There shall be no coin operated games
2 or video machines maintained upon the premises at any time. (17) No pay phone will
3 be maintained on the exterior of 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: 080578

Date Passed:

Resolution determining that the transfer of a Type 21 off-sale general license from 1701 Taraval Street to 17 Third Street (District 6), to Brian Sheehy for Future Beverage, Inc. dba Cask 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.

July 29, 2008 Board of Supervisors — ADOPTED

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

File No. 080578

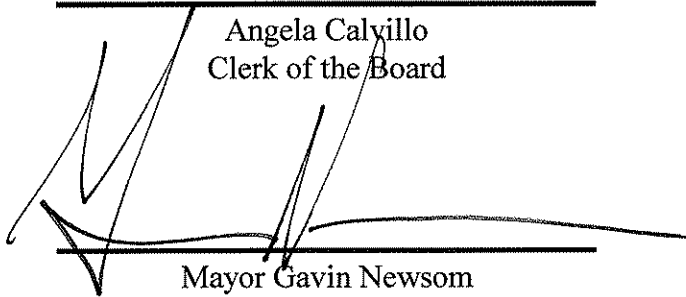
I hereby certify that the foregoing Resolution was ADOPTED on July 29, 2008 by the Board of Supervisors of the City and County of San Francisco.



Angela Calyillo
Clerk of the Board

8-5-08

Date Approved



Mayor Gavin Newsom