

1 [Liquor License – 450-460 Powell Street]

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3 **Resolution determining that the issuance of a Type 21 off-sale general license to**
4 **Dean Zain Azzghayer for Dean’s, located at 450-460 Powell Street (District 3), will**
5 **serve the public convenience or necessity of the people of the City and County of**
6 **San Francisco, in accordance with Section 23958.4 of the California Business and**
7 **Professions Code, with conditions.**

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9 WHEREAS, Dean Zain Azzghayer is seeking the issuance of a Type 21 off-sale
10 general license for Dean’s, located at 450-460 Powell Street; and,

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

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

15
16 RESOLVED, That in accordance with Section 23958.4 of the California Business
17 and Professions Code, the Board of Supervisors of the City and County of San
18 Francisco hereby determines for the foregoing reasons that the issuance of a Type 21
19 off-sale general license to Dean Zain Azzghayer for Dean’s, located at 450-460 Powell
20 Street, will serve the public convenience or necessity of the people of the City and
21 County of San Francisco.

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23 Conditions: (1) Sales of alcoholic beverages shall be permitted only between
24 the hours of 9:00 a.m. and 2:00 a.m. each day of the week. (2) From the hours of 10
25 p.m. to 2:00 a.m. all entrance/exit points onto Powell Street shall be secured and used

1 only in the event of an emergency. The sales of alcoholic beverages during this time
2 period shall be made only to those customers who enter/exit the premises through the
3 door located in the interior lobby of the Sir Francis Drake Hotel (450 Powell Street). (3)
4 No alcoholic beverage shall be sold with a net retail price of less than twenty U.S.
5 Dollars (\$20.00) per unit. Unit is defined as an individual single alcoholic beverage or a
6 single manufacturer's pre-packaged multi-unit. The twenty dollar (\$20.00) unit price
7 shall be subject to no more than a 2% (simple interest) annual increase for each year
8 from the date of signature of the ABC-172. This increase can be applied at the
9 discretion of the Department. (4) The sale of beer or malt beverages is strictly
10 prohibited. (5) No person under the age of 21 shall sell or deliver alcoholic beverages.
11 (6) No wine shall be sold with an alcoholic content greater than 15% by volume except
12 for "Dinner Wines" which have been aged two years or more and maintained in corded
13 bottles. (7) Wine shall not be sold in bottles or containers smaller than 750 ml. Except
14 for manufacturer pre-packaged multi-unit quantities of four (4) or more. (8) No distilled
15 spirits shall be sold in bottles or containers smaller than 375 ml (corresponds to 4/5
16 pint). (9) There shall be no cups, glasses, or similar receptacles commonly used for
17 the drinking of beverages, sold, furnished, or given away at the petitioner's premises in
18 quantities of less than twelve (12) in their original multi-container package. (10) All ice
19 shall be sold at or above prevailing prices in the area and in quantities of not less than
20 three (3) pounds per sale and shall not be given away free. (11) No noise shall be
21 audible beyond the area under control of the licensee. (12) Loitering (loitering is defined
22 as "to stand idly about; linger aimlessly without lawful business") is prohibited on any
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sidewalks or property adjacent to the licensed premises under the control of the
licensee.

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City and County of San Francisco

Tails

Resolution

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

File Number: 100685

Date Passed: September 21, 2010

Resolution determining that the issuance of a Type 21 off-sale general license to Dean Zain Azzghayer for Dean's, located at 450-460 Powell Street (District 3), will serve the public convenience or 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.

September 21, 2010 Board of Supervisors - ADOPTED

Ayes: 10 - Alioto-Pier, Avalos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell and Mirkarimi

Excused: 1 - Campos

File No. 100685

I hereby certify that the foregoing Resolution was ADOPTED on 9/21/2010 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Mayor Gavin Newsom

Date Approved