

1 [Liquor License Transfer – 320 Fell Street]

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3 **Resolution determining that the transfer of a Type 20 off-sale beer and wine**
4 **license from 953 Harrison Street to 320 Fell Street (District 5), to Scot Plewacki for**
5 **Fatted Calf, will serve the public convenience or necessity of the people of the**
6 **City and County of San Francisco, in accordance with Section 23958.4 of the**
7 **California Business and Professions Code, with conditions.**

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9 WHEREAS, Scot Plewacki is seeking the transfer of a Type 20 off-sale beer and
10 wine license from 953 Harrison Street to 320 Fell Street for Fatted Calf; and,

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

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

15 RESOLVED, That in accordance with Section 23958.4 of the California Business
16 and Professions Code, the Board of Supervisors of the City and County of San
17 Francisco hereby determines for the foregoing reasons that the transfer of a Type 20
18 off-sale beer and wine license to Scot Plewacki, for Fatted Calf, will serve the public
19 convenience or necessity of the people of the City and County of San Francisco.

20 Conditions: (1) Sales of alcoholic beverages shall be permitted only between the
21 hours of 9:00 a.m. to 9:00 p.m. daily. (2) No more than 10 % of the square footage of
22 the premises will be used for the display of alcoholic beverages. (3) The sale of beer or
23 malt beverages in quantities of 16 oz., 22 oz., 32 oz., 40 oz., or similar size containers is
24 prohibited, except for microbrews, craft brews, organic and specialty malt products sold
25 under such designations as stout, porter, IPA and ESB. This condition is intended to

1 eliminate high alcohol, low-cost products that are frequently abused, but not prevent the
2 sale of specialty and craft beer products. (4) No noise shall be audible beyond the area
3 under the control of the licensee. (5) No persons under the age of 21 shall sell, furnish
4 or deliver alcoholic beverages. (6) Loitering (loitering is defined as "to stand idly about;
5 linger aimlessly without lawful business") is prohibited on any sidewalks or property
6 adjacent to the licensed premises under the control of the licensee as depicted on the
7 ABC-257. (7) There shall be no cups, glasses or similar receptacles commonly used for
8 the drinking of beverages, sold, furnished, or given away at the petitioner's premises in
9 quantities of less than twenty-four in their original multi-container package. (8) All ice
10 shall be sold at or above prevailing prices in the area and in quantities of not less than
11 three (3) pounds per sale and shall not be given away free.

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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: 110047

Date Passed: June 07, 2011

Resolution determining that the transfer of a Type 20 off-sale beer and wine license from 953 Harrison Street to 320 Fell Street (District 5), to Scot Plewacki for Fatted Calf, 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.

May 23, 2011 City Operations and Neighborhood Services Committee - PREPARED IN COMMITTEE AS A RESOLUTION APPROVING THE REQUEST WITH CONDITIONS

May 23, 2011 City Operations and Neighborhood Services Committee - RECOMMENDED..

June 07, 2011 Board of Supervisors - ADOPTED

Ayes: 10 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Mar, Mirkarimi and Wiener
Absent: 1 - Kim

File No. 110047

I hereby certify that the foregoing Resolution was ADOPTED on 6/7/2011 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Mayor Edwin Lee

Date Approved