

FILE NO. 111260

RESOLUTION NO.

28-12

1 [Liquor License, 701 Mission Street]

2
3 **Resolution determining that the issuance of a Type 64 Special On-Sale General**
4 **Theater liquor license, to Jeanette Carvajal for the Yerba Buena Center for the**
5 **Arts, located at 701 Mission Street (District 6), will serve the public convenience**
6 **or necessity of the people of the City and County of San Francisco, in accordance**
7 **with Section 23958.4 of the California Business and Professions Code, with**
8 **conditions.**

9
10 WHEREAS, Jeanette Carvajal is seeking issuance of a Type 64 Special On-Sale
11 General Theater Liquor License for the Yerba Center for the Arts, located at 701
12 Mission Street; 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 issuance of a Type 64
20 Special On-Sale General Theater Liquor License to Jeanette Carvajal for the Yerba
21 Buena Center for the Arts, located at 701 Mission Street, will serve the public
22 convenience or necessity of 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 12:00 p.m. to 1:00 a.m. each day of the week. (2) Sales,
25 service, and consumption of alcoholic beverages is restricted to the [1] lobby, forum,

1 and Room for Big Ideas on the 1st floor forum building; [2] screening room, terrace
2 gallery, and YAAW lounge on the 2nd floor forum building; [3] the first floor Novellus
3 theater main lobby; and [4] the second floor Novellus theater terrace lobby, north and
4 south landings and private outside patio as depicted on the ABC-257 dated 4-27-11 and
5 10-24-11. (3) The sale and serving of alcoholic beverages shall be limited to
6 ticketholders only during, and two hours prior to and one hour after, a bona fide theater
7 performance of the theater company. A bona fide theater performance is defined as the
8 "licensee must actually operate a troupe of actors or other performers for the purpose of
9 putting on performances." (4) Sales, service, and consumption of alcoholic beverages
10 shall be made only from stationary bars or portable bars and waiter/waitress service;
11 and shall not be sold, served, or delivered to customers by individual ambulatory
12 vendors. (5) The sale of alcoholic beverages for consumption off the premises is
13 strictly prohibited. (6) Alcoholic beverages shall be served in containers clearly
14 distinguishable from non-alcoholic beverage containers. (7) The sale of alcoholic
15 beverages shall be limited to no more than 2 beverages per person per sale. (8) The
16 petitioner shall post signs measuring no less than 12 x 12 inches with lettering no
17 smaller than 2 inches in height that read: "No alcoholic beverages beyond this point" at
18 all permitted exits, entrances, stairwells, and entrances to the theater seating area as
19 depicted on the ABC 257 dated 10-24-11. (9) An employee or security guard shall be
20 assigned the responsibility of ensuring all alcoholic beverages remain inside the
21 permitted area whenever the privileges of the ABC license are being exercised. (10) At
22 any time the licensee(s) utilizes a third party promoter at this premises, the licensee
23 shall maintain control of the management, operation, and staffing of the business, and
24 shall approve all marketing materials. (11) Loitering (loitering is defined as "to stand
25 idly about; linger aimlessly without lawful business") is prohibited on any sidewalks or

1 property adjacent to the licensed premises under the control of the licensee(s) as
2 depicted on the ABC-257 dated 10-24-11. (12) The petitioner(s) shall be responsible
3 for maintaining free of litter the area adjacent to the premises over which they have
4 control. (13) The exterior of the premises shall be equipped with lighting of sufficient
5 power to illuminate and make easily discernible the appearance and conduct of all
6 persons on or about the premises.

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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: 111260

Date Passed: January 31, 2012

Resolution determining that the issuance of a Type 64 Special On-Sale General Theater liquor license, to Jeanette Carvajal for the Yerba Buena Center for the Arts, located at 701 Mission Street (District 6), 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.

January 23, 2012 City Operations and Neighborhood Services Committee - PREPARED IN COMMITTEE AS A RESOLUTION APPROVING THE REQUEST WITH CONDITIONS

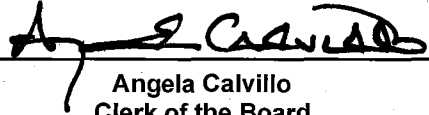
January 23, 2012 City Operations and Neighborhood Services Committee - RECOMMENDED

January 31, 2012 Board of Supervisors - ADOPTED

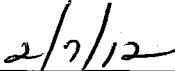
Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague and Wiener

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I hereby certify that the foregoing Resolution was ADOPTED on 1/31/2012 by the Board of Supervisors of the City and County of San Francisco.


Angela Calvillo
Clerk of the Board


Mayor


Date Approved