Resolution determining that the issuance of a Type 42 on-sale beer and wine for public premises bar license to Mohammad Awadalla for Amsterdam Cafe, located at 937 Geary 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, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license.

WHEREAS, Mohammad Awadalla is seeking the issuance of a Type 42 on-sale beer and wine for public premises bar license for Amsterdam Cafe, located at 937 Geary Street; and,

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

WHEREAS, The Police Department has filed two protests with the Department of Alcoholic Beverage Control under Section 24013 of the California Business and Professions Code, and recommends that the Department of Alcoholic Beverage Control issue the liquor license with conditions; and

WHEREAS, The conditions recommended by the Police Department are: 1) There shall be no exterior advertising or sign of any kind or type, including advertising directed to the exterior from within, promoting or indicating the availability of alcoholic beverages. Interior displays of alcoholic beverages or signs which are clearly visible to the exterior shall constitute a violation of this condition; 2) The sale of alcoholic
beverages for consumption off the premises is strictly prohibited; 3) Sales, service or
c_consumption of alcoholic beverages shall be permitted only between 11:00 am and
12:00 am (midnight) Sunday and Thursday and 11:00 am to 2:00 am on Friday and
Saturdays; 4) No noise shall be audible beyond the area under the control of the
licensee(s) as defined on the ABC-257; 5) Loitering (loitering is defined as "to stand idly
about; linger aimlessly without lawful business") is prohibited on any sidewalks or
property adjacent to the licensed premises under the control of the licensee as depicted
on the ABC-257; 6) The exterior of the premises shall be equipped with lighting of
sufficient power to illuminate and make easily discernible the appearance and conduct
of all persons on or about the premises. Additionally, the position of such lighting shall
not disturb the normal privacy and use of any neighboring residences; and 7) The
petitioner shall utilized electronic surveillance and recording equipment that is able to
view all exits and entrance points of the exterior of the premises. The electronic
surveillance/recording shall be operational at all times that the premises open to the
public. Said electronic recording shall be maintained and kept for a no less than 72
hours and shall be made available to Law Enforcement on demand; now, therefore, be
it
RESOLVED, That in accordance with Section 23958.4 of the California Business
and Professions Code, the Board of Supervisors of the City and County of
San Francisco hereby determines for the foregoing reasons that the issuance of a Type
42 on-sale beer and wine for public premises bar license to Mohammad Awadalla for
Amsterdam Cafe, located at 937 Geary Street, will serve the public convenience or
necessity of the people of the City and County of San Francisco; and
FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco hereby endorses and adopts the recommendations of the Police Department listed above, and recommends that the Department of Alcoholic Beverage Control issue the license with those conditions.
Resolution determining that the issuance of a Type 42 on-sale beer and wine for public premises bar license to Mohammad Awadalla for Amsterdam Cafe, located at 937 Geary 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, and recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license.

September 24, 2012 City Operations and Neighborhood Services Committee - PREPARED IN COMMITTEE AS A RESOLUTION

September 24, 2012 City Operations and Neighborhood Services Committee - RECOMMENDED

October 02, 2012 Board of Supervisors - ADOPTED

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

I hereby certify that the foregoing Resolution was ADOPTED on 10/2/2012 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Mayor

Date Approved