



City and County of San Francisco

Meeting Minutes

Public Safety and Neighborhood Services Committee

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

Members: Catherine Stefani, Myrna Melgar

Clerk: John Carroll (415) 554-4445

Thursday, January 26, 2023

10:00 AM

Regular Meeting

IN-PERSON MEETING

City Hall, Legislative Chamber, Room 250

(remote access provided)

(remote public comment provided via teleconference)

President Aaron Peskin appointed Supervisor Matt Dorsey to the open seat on the Public Safety and Neighborhood Services Committee, and appointed Supervisor Joel Engardio, in place of Supervisor Catherine Stefani, for the meeting of January 26, 2023.

Present: 2 - Matt Dorsey, and Joel Engardio

Excused: 2 - Catherine Stefani, and Myrna Melgar

The Public Safety and Neighborhood Services Committee met in regular session, in-person with remote access and public comment via telephone, on Thursday, January 26, 2023, with Acting Chair Dorsey presiding. Acting Chair Dorsey called the meeting to order at 10:02 a.m.

Remote Access to Information and Participation

The Board of Supervisors and its committees convene hybrid meetings that allow in-person attendance, remote access, and public comment via teleconference. Visit the SFGovTV website at (www.sfgovtv.org) to stream the live meetings and watch meetings on demand or watch live meetings on San Francisco Cable Channels 26, 28, 78 or 99 (depending on your provider). Members of the public may provide public comment in-person or remotely via teleconference (detailed instructions available at: <https://sfbos.org/remote-meeting-call>).

Members of the public may submit their comments by email to: john.carroll@sfgov.org; all comments received will be made a part of the official record. Regularly scheduled Public Safety and Neighborhood Services Committee meetings begin at 10:00 a.m. every second and fourth Thursday of each month. Committee agendas and their associated documents are available at <https://sfbos.org/committees>.

Please visit the Board's website (www.sfbos.org) regularly to be updated on the current situation as it affects the legislative process. For more information contact the Clerk, John Carroll, at (415) 554-4445 or john.carroll@sfgov.org.

ROLL CALL AND ANNOUNCEMENTS

On the call of the roll, Acting Chair Dorsey and Member Engardio were noted present. Vice Chair Stefani and Member Melgar were noted not present. A quorum of the committee was present.

Supervisors Stefani and Melgar Excused from Attendance

Acting Chair Dorsey moved to excuse Vice Chair Stefani and Member Melgar from attending the Public Safety and Neighborhood Services Committee regular Meeting of January 26, 2023. The motion carried by the following vote:

Ayes: 2 - Dorsey, Engardio

Excused: 2 - Stefani, Melgar

COMMUNICATIONS

*John Carroll, the Public Safety and Neighborhood Services Committee Clerk, instructed members of the public, when general public comment is called, to contribute live comments for up to two minutes in-person or by dialing the provided telephone number. In-person public comment will be taken before remote public comment is called. Those who are providing public comment remotely must dial * 3 to be added to the remote queue to speak. Written comments may be submitted through email (john.carroll@sfgov.org) or the U.S. Postal Service at City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.*

AGENDA CHANGES

There were no agenda changes.

REGULAR AGENDA

221145 [Liquor License Transfer - 499 Jackson Street - Postscript]

Hearing to consider that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to the Postscript Collective LLC, doing business as Postscript, located at 499 Jackson Street (District 3), will serve the public convenience or necessity of the City and County of San Francisco. (Public Safety and Neighborhood Services Committee)

11/01/22; RECEIVED. The applicant submitted the request for a determination on the public convenience or necessity of the liquor license for 499 Jackson Street.

11/04/22; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

11/08/22; REFERRED TO DEPARTMENT. Referred to the Planning Department and Police Department for recommendation.

11/18/22; RESPONSE RECEIVED. The Planning Department submitted a recommendation for approval: Approved per Planning Code Sections 102, 210.1 and 249.25.

01/19/23; RESPONSE RECEIVED. The Police Department submitted a response recommending approval with the following condition:

1) Petitioner(s) shall actively monitor the area under their control in an effort to prevent the loitering of persons on any property adjacent to the licensed premises as depicted on the ABC-253.

Heard in Committee. Speakers: Officer Joel Salmonson (Police Department); Justin Zucker and Ben McLaughlin (Postscript Collective LLC); presented information and answered questions raised throughout the discussion.

A determination that the public convenience or necessity would be served was recommended by the committee.

Acting Chair Dorsey moved that this Hearing be PREPARED IN COMMITTEE AS A RESOLUTION, making a determination that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to the applicant will serve the public convenience or necessity. The motion carried by the following vote:

Ayes: 2 - Dorsey, Engardio

Excused: 2 - Stefani, Melgar

Resolution determining that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Postscript Collective LLC, doing business as Postscript, located at 499 Jackson Street (District 3), will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4; and requesting that the California Department of Alcoholic Beverage Control impose a condition on the issuance of the license. (Public Safety and Neighborhood Services Committee)

Acting Chair Dorsey moved that this Resolution be RECOMMENDED AS COMMITTEE REPORT. The motion carried by the following vote:

Ayes: 2 - Dorsey, Engardio

Excused: 2 - Stefani, Melgar

221180 [Liquor License Transfer - 1540 Mission Street - Bar Agricole]

Hearing to consider that the person-to-person, premises-to-premises transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Bar Agricole, Inc., doing business as Bar Agricole, located at 1540 Mission Street (District 6), will serve the public convenience or necessity of the City and County of San Francisco. (Public Safety and Neighborhood Services Committee)

11/14/22; RECEIVED. The applicant submitted a request for a determination on the public convenience or necessity of a person-to-person, premises-to-premises transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Bar Agricole, Inc., doing business as Bar Agricole, located at 1540 Mission Street.

11/18/22; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

11/18/22; REFERRED TO DEPARTMENT. Referred to the Planning Department and Police Department for recommendation.

12/08/22; RESPONSE RECEIVED. The Planning Department recommends approval of the ABC Type-21 (Off-Sale General) License for a new Liquor Store dba Bar Agricole at 1540 Mission Street. A Liquor Store is a Retail Sales and Service Use that is principally permitted in the Downtown General Commercial Zoning District (C-3-G) per Planning Code Section 210.2. The new business is required to comply with the Operating Conditions for Liquor Stores detailed in Planning Code, Section 202.2(a)(6).

01/19/23; RESPONSE RECEIVED. The Police Department submitted a response recommending approval with no additional conditions.

Heard in Committee. Speakers: Officer Joel Salmonson (Police Department); Beth Aboulafia and Thad Vogler (Bar Agricole Inc.); presented information and answered questions raised throughout the discussion.

A determination that the public convenience or necessity would be served was recommended by the committee.

Acting Chair Dorsey moved that this Hearing be PREPARED IN COMMITTEE AS A RESOLUTION, making a determination that the person-to-person, premises-to-premises transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to the applicant will serve the public convenience or necessity. The motion carried by the following vote:

Ayes: 2 - Dorsey, Engardio

Excused: 2 - Stefani, Melgar

Resolution determining that the person-to-person, premises-to-premises transfer of a Type-21 off-sale general beer, wine, and distilled spirits liquor license to Bar Agricole, Inc., doing business as Bar Agricole, located at 1540 Mission Street (District 6), will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4. (Public Safety and Neighborhood Services Committee)

Acting Chair Dorsey moved that this Resolution be RECOMMENDED AS COMMITTEE REPORT. The motion carried by the following vote:

Ayes: 2 - Dorsey, Engardio

Excused: 2 - Stefani, Melgar

221221 [Liquor License - 312 Harriet Street - SinombreSF]

Hearing to consider that the issuance of a Type-48 on-sale general public premises liquor license to SinombreSF LLC, doing business as SinombreSF, located at 312 Harriet Street (District 6), will serve the public convenience or necessity of the City and County of San Francisco. (Public Safety and Neighborhood Services Committee)

11/30/22; RECEIVED. The applicant submitted a request for a determination on the public convenience or necessity of an issuance of a Type-48 on-sale general public premises liquor license to SinombreSF LLC, doing business as SinombreSF located at 312 Harriet Street.

12/02/22; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

12/02/22; REFERRED TO DEPARTMENT. Referred to the Planning Department and Police Department for recommendation.

12/13/22; RESPONSE RECEIVED. The Planning Department recommends approval of the ABC Type-48 (On-Sale General – Public Premises) License for a new Bar dba SinombreSF at 312 Harriet Street. A Bar is a Retail Sales and Service Use that is principally permitted in the Service/Arts/Light Industrial Zone District (SALI) per Planning Code Section 846.45. The new business will need to comply with the Good Neighbor Policies detailed in Planning Code Section 803.5 and Operating Conditions in Planning Code Section 202.2(a)(1).

01/19/23; RESPONSE RECEIVED. The Police Department submitted a response recommending approval with the following conditions:

- 1) Petitioner(s) shall actively monitor the area under their control in an effort to prevent the loitering of persons on any property adjacent to the licensed premises as depicted on the ABC-253; and
- 2) Entertainment provided shall not be audible at any nearby residence or consideration point.

Heard in Committee. Speakers: Officer Joel Salmonson (Police Department); David Villa Lobos (SinombreSF LLC); presented information and answered questions raised throughout the discussion.

A determination that the public convenience or necessity would be served was recommended by the committee.

Acting Chair Dorsey moved that this Hearing be PREPARED IN COMMITTEE AS A RESOLUTION, making a determination that the issuance of a Type-48 on-sale general public premises liquor license to the applicant will serve the public convenience or necessity. The motion carried by the following vote:

Ayes: 2 - Dorsey, Engardio

Excused: 2 - Stefani, Melgar

Resolution determining that the issuance of a Type-48 on-sale general public premises liquor license to SinombreSF LLC, doing business as SinombreSF, located at 312 Harriet Street (District 6), will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4; and requesting that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

Acting Chair Dorsey moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 2 - Dorsey, Engardio

Excused: 2 - Stefani, Melgar

221222 [Liquor License Transfers - 1750 Harrison Street - Total Wine & More]

Hearing to consider that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits license; the transfer of a Type-42 on-sale beer and wine public premises license; and the transfer of a Type-86 educational tasting license to California Wine and Spirits LLC, doing business as Total Wine & More located at 1750 Harrison Street (District 9), will serve the public convenience or necessity of the City and County of San Francisco. (Public Safety and Neighborhood Services Committee)

11/30/22; RECEIVED. The applicant submitted a request for a determination on the public convenience or necessity of the transfer of a Type-21 off-sale general beer, wine, and distilled spirits license; the transfer of a Type-42 on-sale beer and wine public premises license; and the transfer of a Type-86 educational tasting license to California Wine and Spirits LLC, doing business as Total Wine & More, located at 1750 Harrison Street

12/02/22; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

12/02/22; REFERRED TO DEPARTMENT. Referred to the Planning Department and Police Department for recommendation.

12/05/22; RESPONSE RECEIVED. The Planning Department recommends to approve the proposed liquor license types, 86,42 and 21 for the property at 1750 Harrison Street. The existing site is improved with a retail sales and services use per Planning Code, Section 102, and is considered "legal nonconforming" per Planning Code, Section 181.

01/19/23; RESPONSE RECEIVED. The Police Department submitted a response recommending approval with the following condition:

1) Petitioner(s) shall actively monitor the area under their control in an effort to prevent the loitering of persons on any property adjacent to the licensed premises as depicted on the ABC-253.

Heard in Committee. Speakers: Officer Joel Salmonson (Police Department); Justin Zucker and Phil Armstrong (Total Wine and Spirits LLC); presented information and answered questions raised throughout the discussion.

A determination that the public convenience or necessity would be served was recommended by the committee.

Acting Chair Dorsey moved that this Hearing be PREPARED IN COMMITTEE AS A RESOLUTION, making a determination that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits license; the transfer of a Type-42 on-sale beer and wine public premises license; and the transfer of a Type-86 educational tasting license to the applicant will serve the public convenience or necessity. The motion carried by the following vote:

Ayes: 2 - Dorsey, Engardio

Excused: 2 - Stefani, Melgar

Resolution determining that the transfer of a Type-21 off-sale general beer, wine, and distilled spirits license; the transfer of a Type-42 on-sale beer and wine public premises license; and the transfer of a Type-86 educational tasting license to California Wine and Spirits LLC, doing business as Total Wine & More located at 1750 Harrison Street (District 9), will serve the public convenience or necessity of the City and County of San Francisco, in accordance with California Business and Professions Code, Section 23958.4; and requesting that the California Department of Alcoholic Beverage Control impose a condition on the issuance of the license. (Public Safety and Neighborhood Services Committee)

Acting Chair Dorsey moved that this Resolution be RECOMMENDED. The motion carried by the following vote:

Ayes: 2 - Dorsey, Engardio

Excused: 2 - Stefani, Melgar

ADJOURNMENT

There being no further business, the Public Safety and Neighborhood Services Committee adjourned at the hour of 10:28 a.m.

N.B. The Minutes of this meeting set forth all actions taken by the Public Safety and Neighborhood Services Committee on the matters stated, but not necessarily in the chronological sequence in which the matters were taken up.