



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, Joel Engardio, Matt Dorsey

Clerk: Monique Crayton

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Thursday, May 9, 2024

10:00 AM

City Hall, Legislative Chamber, Room 250

Regular Meeting

Present: 3 - Catherine Stefani, Matt Dorsey, and Myrna Melgar

Excused: 1 - Joel Engardio

The Public Safety and Neighborhood Services Committee met in regular session on Thursday, May 9, 2024, with Chair Catherine Stefani presiding. Chair Stefani called the meeting to order at 10:00 a.m.

ROLL CALL AND ANNOUNCEMENTS

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

COMMUNICATIONS

Monique Crayton, Public Safety and Neighborhood Services Committee Clerk, instructed members of the public that public comment is taken on each item on the agenda. Alternatively, written comments may be submitted through email (monique.crayton@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.

Supervisor Engardio Excused from Attendance

Chair Stefani moved to excuse Supervisor Engardio from attending the Public Safety and Neighborhood Services Committee meeting on May 9, 2024. The motion carried by the following vote:

Ayes: 3 - Stefani, Dorsey, Melgar

Excused: 1 - Engardio

REGULAR AGENDA

240350 [Liquor License Issuance - 429 Castro Street - The Castro Theatre]

Hearing to consider that the issuance of a Type-90 on-sale general music venue liquor license to APESF LLC, to do business as The Castro Theatre, located at 429 Castro Street (District 8), will serve the public convenience or necessity of the City and County of San Francisco. (Public Safety and Neighborhood Services Committee)

04/02/24; RECEIVED. The applicant submitted a request for a determination on the public convenience or necessity of the issuance of a Type-90 on-sale general music venue liquor license to APESF LLC, to do business as Castro Theatre located at 429 Castro Street (District 8).

04/05/24; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

04/05/24; REFERRED TO DEPARTMENT. Referred to the Planning Department and Police Department for recommendation.

04/15/24; RESPONSE RECEIVED. The Planning Department is recommending approval for ABC Type-68 and Type-90 license in conjunction with a conditionally permitted Nighttime Entertainment and Bar use alongside the existing Movie Theater use (d.b.a. The Castro Theater), at 429 Castro St within the Castro Street NCD (Neighborhood Commercial) Zoning District. Planning Commission Motion No. 21334 permitted the establishment of a Nighttime Entertainment and Bar use at the subject property. The subject property must adhere to the conditions outlined in PC Motion No. 21334 (enclosed) and the following conditions of Planning Code Section 202.2(a)(1).

05/01/24; 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;
- 2) The petitioner(s) shall be responsible for maintaining free of litter the area adjacent to the premises over which they have control, as depicted on ABC-253; and
- 3) (1) Except as provided in Condition 2 below, no noise shall be audible beyond the area under the control of the licensee; (2) Any noise caused by entertainment or amplified sound that is subject to the provisions of an active Entertainment Permit issued by the San Francisco Entertainment Commission shall be authorized in accordance with the limits established by that Entertainment Permit, including any limitation on hours during which entertainment or amplified sound is permitted. A violation of the entertainment or amplified sound noise conditions of the Entertainment Permit, as determined by the San Francisco Entertainment Commission (or any successor agency), shall be deemed to be a violation of this Condition. Any noise that is not subject to, or is beyond the scope of, the Entertainment Permit shall be subject to Condition 1 above. "Entertainment Permit" means any of the following: a Just Add Music permit, a Limited Live Performance permit, a Place of Entertainment permit, a Fixed Place Amplified Sound permit, or any similar such permit issued by the San Francisco Entertainment Commission.

Heard in Committee. Speaker(s): Officer Stephen Jonas (Police Department); Dan Serot (Another Planet Entertainment); Ralph Hibbs (Castro Community Benefit District); 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.

Chair Stefani moved that this Hearing be PREPARED IN COMMITTEE AS A RESOLUTION, making a determination that the issuance of a Type-90 on-sale general music venue liquor license to the applicant will serve the public convenience or necessity. The motion carried by the following vote:

Ayes: 3 - Stefani, Dorsey, Melgar

Excused: 1 - Engardio

Resolution determining that the issuance of a Type-90 on-sale general music venue liquor license to APESF LLC, doing business as The Castro Theatre, located at 429 Castro Street (District 8), 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)

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

Ayes: 3 - Stefani, Dorsey, Melgar

Excused: 1 - Engardio

240358 [Liquor License Issuance - 2948-16th Street - The Lab]

Hearing to consider that the issuance of a Type-64 on-sale general theater liquor license to The Lab SF, doing business as The Lab, located at 2948 16th Street (District 9), will serve the public convenience or necessity of the City and County of San Francisco. (Public Safety and Neighborhood Services Committee)

04/09/24; RECEIVED. The applicant submitted a request for a determination on the public convenience or necessity of the issuance of a Type-64 on-sale general theater liquor license to The Lab SF, to do business as The Lab located at 2948-16th Street (District 9).

04/12/24; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

04/16/24; REFERRED TO DEPARTMENT. Referred to the Planning Department and Police Department for recommendation.

04/16/24; RESPONSE RECEIVED. The Planning Department recommends approval for the proposed Type-64 per Planning Code Section 249.60 (b)(1)(B), for a Non-Profit Theater located within the Mission Alcoholic Beverage Special Use District.

05/01/24; 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;
- 2) The petitioner(s) shall be responsible for maintaining free of litter the area adjacent to the premises over which they have control, as depicted on ABC-253; and 3) (1) Except as provided in Condition 2 below, no noise shall be audible beyond the area under the control of the licensee; (2) Any noise caused by entertainment or amplified sound that is subject to the provisions of an active Entertainment Permit issued by the San Francisco Entertainment Commission shall be authorized in accordance with the limits established by that Entertainment Permit, including any limitation on hours during which entertainment or amplified sound is permitted. A violation of the entertainment or amplified sound noise conditions of the Entertainment Permit, as determined by the San Francisco Entertainment Commission (or any successor agency), shall be deemed to be a violation of this Condition. Any noise that is not subject to, or is beyond the scope of, the Entertainment Permit shall be subject to Condition 1 above. "Entertainment Permit" means any of the following: a Just Add Music permit, a Limited Live Performance permit, a Place of Entertainment permit, a Fixed Place Amplified Sound permit, or any similar such permit issued by the San Francisco Entertainment Commission.

Heard in Committee. Speaker(s): Officer Stephen Jonas (Police Department); Andrew Smith (The Lab SF); 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.

Chair Stefani moved that this Hearing be PREPARED IN COMMITTEE AS A RESOLUTION, making a determination that the issuance of a Type-64 on-sale general theater liquor license to the applicant will serve the public convenience or necessity. The motion carried by the following vote:

Ayes: 3 - Stefani, Dorsey, Melgar
Excused: 1 - Engardio

Resolution determining that the issuance of a Type-64 on-sale general theater liquor license to The Lab SF, doing business as The Lab, located at 2948 16th 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 conditions on the issuance of the license. (Public Safety and Neighborhood Services Committee)

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

Ayes: 3 - Stefani, Dorsey, Melgar

Excused: 1 - Engardio

240359 [Liquor License Issuance - 2331 3rd Street - Domaine SF]

Hearing to consider that the issuance of a Type-42 on-sale beer and wine liquor license to Domaine SF LLC, doing business as Domaine SF, located at 2331 3rd Street (District 10), will serve the public convenience or necessity of the City and County of San Francisco. (Public Safety and Neighborhood Services Committee)

04/09/24; RECEIVED. The applicant submitted a request for a determination on the public convenience or necessity of the issuance of a Type-42 on-sale beer and wine liquor license to Domaine SF, LLC, to do business as Domaine SF located at 2331 3rd Street (District 9).

04/12/24; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

04/16/24; REFERRED TO DEPARTMENT. Referred to the Planning Department and Police Department for recommendation.

04/16/24; RESPONSE RECEIVED. The Planning Department recommends approval for a new Type-42 proposed at 2331 3rd Street, located in the Innovated Industries Special Use District per Planning Code Section 249.37(c)(2) and 210.3. Retail Sales and Services (includes a Bar use) are principally permitted.

05/01/24; 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;
- 2) The petitioner(s) shall be responsible for maintaining free of litter the area adjacent to the premises over which they have control, as depicted on ABC-253;
- 3) A sign shall be in a conspicuous space at the entrance and/or exits of the premise, which shall state "NO ALCOHOLIC BEVERAGES BEYOND THIS POINT." Said signs shall be no less than 7" X 11" in size, and contain lettering no less 1" in height; and
- 4) (1) Except as provided in Condition 2 below, no noise shall be audible beyond the area under the control of the licensee; (2) Any noise caused by entertainment or amplified sound that is subject to the provisions of an active Entertainment Permit issued by the San Francisco Entertainment Commission shall be authorized in accordance with the limits established by that Entertainment Permit, including any limitation on hours during which entertainment or amplified sound is permitted. A violation of the entertainment or amplified sound noise conditions of the Entertainment Permit, as determined by the San Francisco Entertainment Commission (or any successor agency), shall be deemed to be a violation of this Condition. Any noise that is not subject to, or is beyond the scope of, the Entertainment Permit shall be subject to Condition 1 above. "Entertainment Permit" means any of the following: a Just Add Music permit, a Limited Live Performance permit, a Place of Entertainment permit, a Fixed Place Amplified Sound permit, or any similar such permit issued by the San Francisco Entertainment Commission.

Heard in Committee. Speaker(s): Officer Stephen Jonas (Police Department); 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.

Chair Stefani moved that this Hearing be PREPARED IN COMMITTEE AS A RESOLUTION, making a determination that the issuance of a Type-42 on-sale beer and wine liquor license to the applicant will serve the public convenience or necessity. The motion carried by the following vote:

Ayes: 3 - Stefani, Dorsey, Melgar

Excused: 1 - Engardio

Resolution determining that the issuance of a Type-42 on-sale beer and wine liquor license to Domaine SF LLC, doing business as Domaine SF, located at 2331 3rd Street (District 10), 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)

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

Ayes: 3 - Stefani, Dorsey, Melgar

Excused: 1 - Engardio

240389 [Hearing - Status of City Departments Handling Criminal Sexual Assaults and Sexual Harassment Allegations]

Sponsors: Ronen; Chan, Melgar, Stefani, Peskin, Safai, Walton, Preston, Mandelman, Dorsey and Engardio

Hearing to examine how sexual assault and sexual harassment allegations are handled by City law enforcement agencies when survivors come forward to seek justice against their attackers, in particular how the Police Department investigates sexual assault and harassment allegations and engages with survivors, and to explore the efficacy of the Office of Sexual Harassment and Assault Response and Prevention (SHARP), including how many complaints are made to the Office annually and how many get resolved, what does follow up with survivors of sexual assault and harassment look like, what policy recommendations have been made to improve the City's handling of sexual assault and harassment complaints; and requesting the Police Department, Office of the District Attorney, Director of the Human Rights Commission, and the Director of SHARP to report.

04/16/24; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

04/22/24; REFERRED TO DEPARTMENT. Referred to the Police Department, Office of the District Attorney, Director of the Human Rights Commission, and the Director of SHARP for informational purposes.

04/29/24; REFERRED TO DEPARTMENT. Referred by request to the Youth Commission for review and comment.

Heard in Committee. Speaker(s): Supervisor Hillary Ronen (Board of Supervisors); Deputy Chief, Rob O'Sullivan, Captain Alexa O'Brien (Police Department); Director Sheryl Davis, Dulce Garcia (Human Rights Commission); Monifa Willis (Office of the District Attorney); presented information and answered questions raised throughout the discussion. J Jha (Openhouse SF); Nicole Henares; Sofia S Rios Dorantes (El/La Para TransLatinas); Lisabeth Castro-Smyth; Luis Gutierrez Mock; Jordan Davis; Jupiter Peraza; Alondra Esquivel-Garcia (Youth Commission); spoke in support of the hearing matter.

Chair Stefani moved that this Hearing be HEARD AND FILED. The motion carried by the following vote:

Ayes: 3 - Stefani, Dorsey, Melgar

Excused: 1 - Engardio

Supervisor Dorsey was noted not present at 12:55 p.m., and for the remainder of the meeting.

Supervisor Dorsey Excused from Attendance

Chair Stefani moved to excuse Supervisor Dorsey from attending the Public Safety and Neighborhood Services Committee meeting on May 9, 2024, beginning at 12:55 p.m., and for the remainder of the meeting. The motion carried by the following vote:

Ayes: 2 - Stefani, Melgar

Excused: 2 - Engardio, Dorsey

240143 [Hearing - SFPD - Recruitment, Hiring, and Retention of Sworn and Civilian Personnel]

Sponsor: Stefani

Hearing to consider the recruitment, hiring, and retention strategies of the San Francisco Police Department (SFPD), the current staffing levels for both sworn and civilian personnel and projected demand for service, strategies for filling vacancies, barriers to hiring, how projected retirement rates will impact staffing needs, and efforts to civilianize positions; and requesting SFPD and the Department of Human Resources to report.

02/13/24; RECEIVED AND ASSIGNED to Public Safety and Neighborhood Services Committee.

02/21/24; REFERRED TO DEPARTMENT. Referred to the Police Department and the Department of Human Resources for informational purposes.

Heard in Committee. Speaker(s): Deputy Chief Peter Walsh, Lieutenant Patrick McCormick (Police Department); David Huebner (Human Resources Department); presented information and answered questions raised throughout the discussion.

Chair Stefani moved that this Hearing be CONTINUED TO CALL OF THE CHAIR. The motion carried by the following vote:

Ayes: 2 - Stefani, Melgar

Excused: 2 - Engardio, Dorsey

ADJOURNMENT

There being no further business, the Public Safety and Neighborhood Services Committee adjourned at the hour of 1:11 p.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.