Resolved, that the issuance of a Type 64 special on-sale general theatre license to The Cutting Ball Theater, dba Cutting Ball Theatre, located at 277 Taylor 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 recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license.

WHEREAS, The Cutting Ball Theatre, dba Cutting Ball Theatre is seeking the issuance of a Type 64 special on-sale general theatre license to 277 Taylor Street (District 6); and

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

WHEREAS, The Police Department has filed zero (0) protests and zero (0) letters of support with the Department of Alcoholic Beverage Control under California Business and Professions Code, Section 24013, 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 the following: 1) sales, service, and consumption of alcoholic beverages shall be permitted between the hours of 10:00 a.m. to 11:00 p.m. each day of the week; 2) all sales and service of alcoholic beverages for consumption in the theater auditoriums shall be made only from concession stands, portable stands or bars, or fixed bars, and shall not be sold, served, or delivered to customers by individual ambulatory vendors, commonly
known as “hawkers”; 3) point of sale of alcoholic beverages shall not be maintained within the theater auditoriums; 4) notwithstanding conditions “2” and “3”, above, and only when the theater auditoriums is configured with designated seating, alcoholic beverages may be sold or served by waiters or waitresses in the general spectator seating areas under the following conditions:

a. Only persons occupying seats in the theater auditoriums shall be permitted to order and be served alcoholic beverages

b. Orders from patrons seated in the theater auditoriums must be made to the waiter or waitress serving that area and the alcoholic beverages must be personally delivered to the patron by the waiter or waitress who took the order.

c. The waiter or waitress serving in the theater auditoriums shall not carry a supply of unordered alcoholic beverages.

5) no more than two (2) alcoholic beverages shall be sold or served to any one (1) person during any transaction; 6) alcoholic beverages shall be served in containers which significantly differ in appearance from those containers utilized for non-alcoholic beverages; containers for beer shall not exceed 16 ounces; 7) at all times when the premises is exercising the privileges of its license, an employee of the premises shall enter and monitor the activity within the theater auditoriums on a regular basis, but no less than once every 30 minutes; 8) loitering (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(s) as depicted on the ABC-257 dated 2/12/2017; 9) noise shall not be audible beyond the area under the control of the licensee as depicted on ABC-257 dated 2/12/2017; and 10) the sale of alcoholic beverages for consumption off the premises is strictly prohibited; now, therefore, be it
RESOLVED, That in accordance with California Business and Professions Code, Section 23958.4, the Board of Supervisors of the City and County of San Francisco hereby determines that the issuance of a Type 64 general theatre license to The Cutting Ball Theater, dba Cutting Ball Theater, located at 277 Taylor Street (District 6), will serve the public convenience or necessity of the City and County of San Francisco; and, be it

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 64 special on-sale general theatre license to The Cutting Ball Theater, dba Cutting Ball Theater, located at 277 Taylor 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 recommending that the California Department of Alcoholic Beverage Control impose conditions on the issuance of the license.

April 12, 2017 Public Safety and Neighborhood Services Committee - PREPARED IN COMMITTEE AS A RESOLUTION

April 12, 2017 Public Safety and Neighborhood Services Committee - RECOMMENDED

April 18, 2017 Board of Supervisors - ADOPTED

Ayes: 11 - Breed, Cohen, Farrell, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Tang and Yee

I hereby certify that the foregoing Resolution was ADOPTED on 4/18/2017 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Date Approved