Resolution determining that the transfer of a Type 20 off-sale beer and wine license Garfield Beach CVS, LLC, dba CVS, located at 799 Beach Street (District 2), 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, Garfield Beach CVS, LLC, dba CVS is seeking the transfer of a Type 20 off-sale beer and wine license located at 799 Beach Street (District 2); 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 of alcoholic beverages shall be permitted between the hours of 8:00 a.m. and 11:00 p.m. daily; 2) no more than 5% of the square footage of the premises will be used for the display of alcoholic beverages; 3) the sales of beer or malt beverages in quantities of 16 ounces, 22 ounces, 32 ounces, 40 ounces, or similar size containers is prohibited; 4) no beer, malt beverages, or wine coolers in containers of 16 ounces or less shall be sold by single containers, but must be sold in manufacturer pre-packaged multi-unit quantities; 5) no malt beverage shall be sold with an alcoholic
content greater than 5.7% by volume; 6) wine shall not be sold in bottles or containers smaller than 750 milliliters; 7) no wine shall be sold with an alcoholic content of greater than 15% by volume; 8) graffiti shall be removed from the premises and all parking lots under the control of the licensee within 72 hours of application; if the graffiti occurs on a Friday or weekend day, or on a holiday, the licensee shall remove the graffiti within 72 hours following the beginning of the next week day; and 9) loitering (defined as “to stand idly about; linger aimlessly without lawful business”) is prohibited on any sidewalks of property adjacent to the licensed premises under the control of the licensee as depicted on the ABC-275; 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 transfer of a Type 20 off-sale beer and wine license to Garfield Beach CVS, dba CVS, located at 799 Beach Street (District 2), 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 transfer of a Type 20 off-sale beer and wine license Garfield Beach CVS, LLC, dba CVS, located at 799 Beach Street (District 2), 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.

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

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

July 18, 2017 Board of Supervisors - ADOPTED

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

File No. 170513

I hereby certify that the foregoing Resolution was ADOPTED on 7/18/2017 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

7/27/17
Date Approved