

1 [Liquor License Transfer - 799 Beach Street]

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3 **Resolution determining that the transfer of a Type 20 off-sale beer and wine**
4 **license Garfield Beach CVS, LLC, dba CVS, located at 799 Beach Street**
5 **(District 2), will serve the public convenience or necessity of the City and County**
6 **of San Francisco in accordance with California Business and Professions Code,**
7 **Section 23958.4; and recommending that the California Department of Alcoholic**
8 **Beverage Control impose conditions on the issuance of the license.**

9

10 WHEREAS, Garfield Beach CVS, LLC, dba CVS is seeking the transfer of a
11 Type 20 off-sale beer and wine license located at 799 Beach Street (District 2); and

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

14 WHEREAS, The Police Department has filed zero (0) protests and zero (0)
15 letters of support with the Department of Alcoholic Beverage Control under California
16 Business and Professions Code, Section 24013, and recommends that the Department
17 of Alcoholic Beverage Control issue the liquor license with conditions; and

18 WHEREAS, The conditions recommended by the Police Department are the
19 following: 1) sales of alcoholic beverages shall be permitted between the hours of 8:00
20 a.m. and 11:00 p.m. daily; 2) no more than 5% of the square footage of the premises
21 will be used for the display of alcoholic beverages; 3) the sales of beer or malt
22 beverages in quantities of 16 ounces, 22 ounces, 32 ounces, 40 ounces, or similar size
23 containers is prohibited; 4) no beer, malt beverages, or wine coolers in containers of 16
24 ounces or less shall be sold by single containers, but must be sold in manufacturer pre-
25 packaged multi-unit quantities; 5) no malt beverage shall be sold with an alcoholic

1 content greater than 5.7% by volume; 6) wine shall not be sold in bottles or containers
2 smaller than 750 milliliters; 7) no wine shall be sold with an alcoholic content of greater
3 than 15% by volume; 8) graffiti shall be removed from the premises and all parking lots
4 under the control of the licensee within 72 hours of application; if the graffiti occurs on a
5 Friday or weekend day, or on a holiday, the licensee shall remove the graffiti within 72
6 hours following the beginning of the next week day; and 9) loitering (defined as “to stand
7 idly about; linger aimlessly without lawful business”) is prohibited on any sidewalks of
8 property adjacent to the licensed premises under the control of the licensee as depicted
9 on the ABC-275; now, therefore, be it

10 RESOLVED, That in accordance with California Business and Professions Code,
11 Section 23958.4, the Board of Supervisors of the City and County of San Francisco
12 hereby determines that the transfer of a Type 20 off-sale beer and wine license to
13 Garfield Beach CVS, dba CVS, located at 799 Beach Street (District 2), will serve the
14 public convenience or necessity of the City and County of San Francisco; and, be it

15 FURTHER RESOLVED, That the Board of Supervisors of the City and County of
16 San Francisco hereby endorses and adopts the recommendations of the Police
17 Department listed above and recommends that the Department of Alcoholic Beverage
18 Control issue the license with those conditions.



City and County of San Francisco

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

**Tails
Resolution**

File Number: 170513

Date Passed: July 18, 2017

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

Mayor

7/27/17

Date Approved