Resolution determining that the issuance of a Type-64 special on-sale general theater liquor license to the Exit Theatre, located at 156 Eddy 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 Exit Theatre is seeking the issuance of a Type-64 special on-sale general theater liquor license to the Exit Theatre, located at 156 Eddy 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) all sales of alcoholic beverages in the general spectator seating areas shall be made only from concession stands and shall not be sold, served, or delivered to customers by individual ambulatory vendors, more commonly known as "hawkers;" 2) point of sale of alcoholic beverages shall not be maintained within the theater auditoriums; 3) no more than two (2) alcoholic beverages shall be sold or served to any one (1) person during any transaction; 4) the sale of alcoholic beverages for off-sale
consumption is strictly prohibited; 5) 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; this condition does not
preclude the service of alcoholic beverages in the original containers; 6) at all times
when the premises are exercising the privileges of their licenses, an employee of the
premises shall enter and monitor the activity within the theater on a regular basis, but
not less than ever 30 minutes; 7) loitering (loitering shall be defined as "to stand idly
about; linger without lawful business") is prohibited on any sidewalks or property
adjacent to the licensed premises under the control of the licensee as depicted on the
ABC-257 dated June 27, 2017; 8) no noise shall be audible at any nearby residence or
the four (4) consideration points; 9) notwithstanding any other conditions no. 4 and no. 5
on this petition, 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; 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 special on-sale general theater liquor
license to the Exit Theatre, located at 156 Eddy 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 theater liquor license to the Exit Theatre, located at 156 Eddy 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.

October 25, 2017 Public Safety and Neighborhood Services Committee - PREPARED IN COMMITTEE AS A RESOLUTION

October 25, 2017 Public Safety and Neighborhood Services Committee - RECOMMENDED

October 31, 2017 Board of Supervisors - ADOPTED

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

File No. 170912

I hereby certify that the foregoing Resolution was ADOPTED on 10/31/2017 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Mayor

Date Approved