

1 [Liquor License - 482-488 Hayes Street]

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3 **Resolution determining that the issuance of a Type 48 on-sale general public**  
4 **premises license to Burgers 355, LLC dba Brass Tacks, located at 482-488 Hayes**  
5 **Street (District 5), will serve the public convenience or necessity of the City and**  
6 **County of San Francisco in accordance with California Business and Professions**  
7 **Code, Section 23958.4, and recommending that the California Department of**  
8 **Alcoholic Beverage Control impose conditions on the issuance of the license.**

9  
10 WHEREAS, Burgers 355, LLC is seeking the issuance of a Type 48 on-sale  
11 general public premises license dba Brass Tacks, located at 482-488 Hayes Street  
12 (District 5); and

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

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

19 WHEREAS, The conditions recommended by the Police Department, as  
20 amended, are the following: 1) sales, service, and consumption of alcoholic beverages  
21 shall be permitted only between the hours of 11:00 a.m. to 2:00 a.m. each day of the  
22 week; 2) sales, service, and consumption of alcoholic beverages in outdoor patio area  
23 shall be permitted only between the hours of 10:00 a.m. to 10:00 p.m. each day of the  
24 week; 3) noise shall not be audible beyond the area under the control of the licensee as  
25 depicted on ABC-257 dated 12/18/2015; 4) loitering (is defined as "to stand idly about;

1 linger aimlessly without lawful business”) is prohibited on any sidewalks or property  
2 adjacent to the licensed premises under the control of the licensee(s) as depicted as  
3 depicted on the ABC-257 dated 12/18/2015; 5) the sale of alcoholic beverages for  
4 consumption off the premises is strictly prohibited; 6) the licensee(s) or an employee of  
5 the licensee(s) will monitor the outdoor patio area(s) at all times that alcoholic  
6 beverages are being served or consumed; and 7) signs shall be posted at a  
7 conspicuous space at the entrances and/or exits of the premises as depicted on the  
8 ABC-257 dated 5/15/2015 which shall state: “NO ALCOHOLIC BEVERAGES BEYOND  
9 THIS POINT” said signs shall be no less than 7”x11” in size and contain lettering no  
10 less than 1” in height; now, therefore, be it

11           RESOLVED, That in accordance with California Business and Professions Code,  
12 Section 23958.4, the Board of Supervisors of the City and County of San Francisco  
13 hereby determines that the issuance of a Type 48 on-sale general public premises  
14 license to Burger 355, LLC, dba Brass Tacks, located at 482-488 Hayes Street (District  
15 5), will serve the public convenience or necessity of the City and County of San  
16 Francisco; and, be it

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

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**City and County of San Francisco**

**Tails**

**Resolution**

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

**File Number:** 160138

**Date Passed:** September 20, 2016

Resolution determining that the issuance of a Type 48 on-sale general public premises license to Burgers 355, LLC dba Brass Tacks, located at 482-488 Hayes Street (District 5), 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.

September 08, 2016 Public Safety and Neighborhood Services Committee - PREPARED  
IN COMMITTEE AS A RESOLUTION

September 08, 2016 Public Safety and Neighborhood Services Committee -  
RECOMMENDED

September 20, 2016 Board of Supervisors - ADOPTED

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang,  
Wiener and Yee

File No. 160138

I hereby certify that the foregoing  
Resolution was ADOPTED on 9/20/2016 by  
the Board of Supervisors of the City and  
County of San Francisco.

Angela Calvillo  
Clerk of the Board

Mayor

9/29/16

Date Approved