Resolution determining that the issuance of a Type 21 off-sale general license to Phitak Raxakoul for San Francisco Wine and Cheese, Inc. dba San Francisco Wine and Cheese located at 141 Gough 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.

WHEREAS, Phitak Raxakoul is seeking the issuance of a Type 21 off-sale general license dba San Francisco Wine and Cheese located at 141 Gough Street (District 5); 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 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 10:00 a.m. and 10:00 p.m. each day of the week; 2) loitering (is defined as “to stand idly about; linger aimlessly without lawful business”) is prohibited on any sidewalks or property adjacent to the licensed premises under control of the licensee(s) as depicted on the ABC-257 dated 08/25/2015; 3) the sales, service, and consumption of powdered
alcohol or like non-liquid alcoholic beverage based product is prohibited; 4) there shall
be no cups, glasses, or similar receptacles commonly used for drinking of beverages,
sold, furnished, or given away at the petitioner's premises in quantities of less than
twenty-four in their original multi-container package; 5) the sale of distilled spirits in
sizes smaller than 200 ml is strictly prohibited; 6) the sale of beer or malt beverages in
quantities of 16 oz., 22 oz., 32 oz., 40 oz., or similar size containers is prohibited; and 6)
wine shall not be sold in bottles or containers smaller than 750 ml; 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 for the foregoing reasons that the issuance of a Type 21 off-sale
general license to Phitak Raxakoul dba San Francisco Wine and Cheese located at 141
Gough Street (District 5), 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 21 off-sale general license to Phitak Raxakoul for San Francisco Wine and Cheese, Inc. dba San Francisco Wine and Cheese located at 141 Gough 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.

June 29, 2016 Public Safety and Neighborhood Services Committee - PREPARED IN COMMITTEE AS A RESOLUTION

June 29, 2016 Public Safety and Neighborhood Services Committee - RECOMMENDED

July 12, 2016 Board of Supervisors - ADOPTED

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

File No. 160248

I hereby certify that the foregoing Resolution was ADOPTED on 7/12/2016 by the Board of Supervisors of the City and County of San Francisco.

Peggyirm
Clerk of the Board

Mayor

Date Approved