

1 [Liquor License Transfer - 717 Battery Street]

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3 **Resolution determining that the transfer of a Type 57 special on-sale general**
4 **license from 4461 Mission Street to 717 Battery Street (District 3), to MXB Battery**
5 **Operations, L.P., for The Battery, will serve the public convenience and necessity**
6 **of the City and County and San Francisco, in accordance with California**
7 **Business and Professions Code, Section 23958.4, and recommending that the**
8 **California Department of Alcoholic Beverage Control impose conditions on the**
9 **issuance of the license.**

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11 WHEREAS, MXB Battery Operations is seeking the transfer of a Type 57 special
12 on-sale general license from 4461 Mission Street to 717 Battery Street for The Battery;
13 and,

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

16 WHEREAS, The Police Department has filed zero (0) protests and one (1) letter
17 of support with the Department of Alcoholic Beverage Control under California Business
18 and Professions Code, Section 24013, and recommends that the Department of
19 Alcoholic Beverage Control issue the liquor license; and

20 WHEREAS, There is no opposition from the ABC Liaison Unit at the Central
21 Police Station; now, therefore, be it

22 **RESOLVED, That in accordance with California Business and Professions Code,**
23 **Section 23958.4, the Board of Supervisors of the City and County of San Francisco**
24 **hereby determines for the foregoing reasons that the transfer of a Type 57 special on-**

25

1 sale general license from 4461 Mission Street to 717 Battery Street to MXB Battery
2 Operations, for The Battery, will serve the public convenience or necessity of the City
3 and County of San Francisco; and, be it

4 FURTHER RESOLVED, That the Board of Supervisors of the City and County of
5 San Francisco hereby endorses and adopts the recommendations of the Police
6 Department listed above, and recommends that the Department of Alcoholic Beverage
7 Control issue the license.

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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: 121063

Date Passed: March 19, 2013

Resolution determining that the transfer of a Type 57 special on-sale general license from 4461 Mission Street to 717 Battery Street (District 3), to MXB Battery Operations, L.P., for The Battery, will serve the public convenience and necessity of the City and County and 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.

March 07, 2013 Neighborhood Services and Safety Committee - PREPARED IN COMMITTEE AS A RESOLUTION

March 07, 2013 Neighborhood Services and Safety Committee - RECOMMENDED

March 19, 2013 Board of Supervisors - ADOPTED

Ayes: 9 - Avalos, Breed, Campos, Chiu, Cohen, Kim, Mar, Tang and Wiener

Excused: 2 - Farrell and Yee

File No. 121063

I hereby certify that the foregoing Resolution was ADOPTED on 3/19/2013 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Mayor

3/27/13
Date Approved