



SAN FRANCISCO PLANNING DEPARTMENT

New Planning Code Change Summary:

NEW Section 785 – Excelsior Alcohol Restricted Use District

Code Change: Amendments creating Planning Code Sections 785: Excelsior Alcohol Restricted Use District

Case Number: Board File No. 07-1464

Initiated By: Supervisor Sandoval, November 20, 2007

Effective Date: May 7, 2008

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The Way Was:

The portion of Mission Street under the Ordinance is zoned NC-2 (Small-Scale Neighborhood Commercial District) and NC-3 (Moderate-Scale Neighborhood Commercial District). The NC-2 districts allow liquor stores and other off-sale liquor establishments on an as-of-right basis.¹ The NC-3 districts do not permit new liquor stores.²

The Way It Is Now:

The Excelsior Alcohol Restricted Use District has been created that would **prohibit the issuance of any new off-sale liquor licenses (type 20 or 21³) for a five-year period.** Continuation of existing liquor establishments will be permitted provided that they lawfully existed prior to the effective date of this legislation and operate continuously.

¹ Planning Code Section 711.45 (Liquor Store). A liquor store is defined by Section 790.55 as “a retail use which sells beer, wine, or distilled spirits in an open or closed container for consumption off the premises and which needs a State of California Alcoholic Beverage Board type 21 (off-sale beer and wine) or type 21 (off-sale general.)

² Planning Code Section 712.45 (Liquor Store).

³ Department of Alcoholic Beverage Control, ABC License Types and Their Basic Privileges.

Type 20: Off Sale Beer & Wine – (Package Store). Authorizes the sale of beer and wine for consumption off the premises where sold.

Type 21: Off Sale General – (Package Store). Authorizes the sale of beer, wine, and distilled spirits for consumption off the premises where sold.