



# Entertainment Commission

## *City and County of San Francisco*



**Notice and Agenda for Regular Meeting**

**Tuesday, December 20, 2022, 5:30 P.M.**

*Meeting will be held both in-person and remotely for the public.*

### **IN-PERSON MEETING:**

**San Francisco City Hall, Room 416  
1 Dr. Carlton B. Goodlett Pl.  
San Francisco, CA 94102**

This meeting will be held in person at the location listed above. As authorized by California Government Code Section 54953(e) and Mayor Breed's 45th Supplement to her February 25, 2020 emergency proclamation, it is possible that some members of Entertainment Commission may attend this meeting remotely. In that event, those members will participate and vote by video. Members of the public may attend the meeting to observe and provide public comment at the physical meeting location listed above or online at <https://us02web.zoom.us/j/86129743092>. Instructions for providing remote public comment are below.

### **REMOTE ACCESS:**

**Participate on Zoom, or watch live on [www.SFGovTV.org/ecLIVE](http://www.SFGovTV.org/ecLIVE) and SF Cable Channel 26.**

**Refer to the "Remote Access to Information and Participation" section at the end of this agenda document for detailed instructions on how to participate remotely.**



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(628) 652-6030 Main

**As the COVID-19 emergency evolves, please visit the Entertainment Commission website ([sf.gov/entertainmentcommission](https://sf.gov/entertainmentcommission)) regularly to be updated on the current situation as it affects the hearing process and the Entertainment Commission operations.**

**Ben Bleiman, *President - Industry Representative***

**Dori Caminong, *Vice President - Neighborhood Representative***

**Lt. Dave Falzon, *Commissioner - Law Enforcement Representative***

**Al Perez, *Commissioner - Neighborhood Representative***

**Laura Thomas, *Commissioner - Public Health Representative***

**Stephen Torres, *Commissioner - Industry Representative***

**Cyn Wang, *Commissioner - Urban Planning Representative***

## **CALL TO ORDER AND ROLL CALL**

**1. Consideration and possible action to adopt a resolution making findings to allow teleconferenced meetings under California Government Code Section 54953(e).** [Discussion and Possible Action Item]

Support Document:

<https://sfgov.org/entertainment/sites/default/files/Support%20Documents/SF%20Entertainment%20Commission%20-%20Findings%20Resolution%20for%20Charter%20Commissions%20-%202022-28-22.pdf>

## **2. General Public Comment**

Members of the public may address the Commission on items of interest to the public that are within the subject matter jurisdiction of the Commission. With respect to agenda items, members of the public may address the Commission for up to three minutes at the time such item is called.

**3. Approval of Meeting Minutes.** Discussion and possible action to approve the minutes of the November 15, 2022 Commission meetings. [Discussion and Possible Action Item]

Support Document: [https://sf.gov/sites/default/files/2022-11/EC%20Meeting%20Minutes%20Nov%2015%202022\\_DRAFT.pdf](https://sf.gov/sites/default/files/2022-11/EC%20Meeting%20Minutes%20Nov%2015%202022_DRAFT.pdf)

**4. Report from Executive Director:** Legislative/Policy Update: none; Staff and Office Update: Reminder about Commission schedule and final reminder about required trainings for Commissioners; NYE events and planning; Update on Board of Appeals Actions: none; Corrective Actions: none. [Discussion Item]

**5. Report from Deputy Director:** Deputy Director Kaitlyn Azevedo reports on recent enforcement activities. [Discussion Item]



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**6. Update on Just Add Music (JAM) Permit Transition:** Deputy Director Kaitlyn Azevedo and Senior Analyst Dylan Rice provide a status update on transitioning JAM Permits to brick-and-mortar and One Time Outdoor Event permits. [Discussion Item]

**7. Report from the Senior Analyst:** Senior Analyst Dylan Rice shares the findings from the Entertainment Commission’s survey to measure the continued impacts of the pandemic on local entertainment and nightlife businesses. [Discussion Item]

**8. Hearing and Possible Action regarding applications for permits under the jurisdiction of the Entertainment Commission.** [Discussion and Possible Action Item]

**Consent Calendar:**

All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Entertainment Commission, and will be acted upon by a single roll call vote of the Commission. There will be no separate discussion of these items unless a member of the Commission, the public, or staff so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item at this or a future hearing.

**Consent Agenda:**

- a. EC-1666 – Filomena, Salvatore, Osilio, and Maurizio Florese of Buonvicion, Inc, ***dba Mona Lisa Mare E Monti***, 414 Columbus Ave. - Limited Live Performance
- b. EC-1667 - Joanna Torres and Josefina Flores of Arepas, Inc, ***dba Arepas***, 3198 16<sup>th</sup> St. – Limited Live Performance
- c. EC-1668 - David Ruiz, Anthony Healy-London, Joshua McAdam, and Matty Conway of Junior Bar, LLC, ***dba Junior***, 2545 24<sup>th</sup> St. – Limited Live Performance
- d. EC-1669 - Priscilla and Eric Lindsey of Eye and Hand Society LLC, ***dba Eye and Hand Society***, 3425 Balboa St. – Limited Live Performance

**Regular Agenda:**

- e. EC-1670 – Katherine McCarthy, Peter Nevin, and Richard Eusey of NOBODYSBABY LLC, ***dba Kilowatt***, 3160 16<sup>th</sup> St. – Place of Entertainment and Billiard Parlor – change in ownership

**9. Discussion and possible action to amend the permit conditions of Limited Live Performance permit #EC-1601, dba Gestalt located at 3159 16<sup>th</sup> St, San Francisco, CA 94103, regarding ongoing enforcement actions at the business.** [Discussion and Possible Action Item]

**10. Commissioner Comments & Questions; New Business Request for Future Agenda Items:**  
This item is to allow Commissioners to introduce agenda items for future consideration, and to



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make announcements. [Action item and Announcements]

## **ADJOURNMENT**

### **Remote Access to Information and Participation**

The public may participate via computer with a Zoom link, or via telephone. This meeting will also be available to watch live on [www.SFGovTV.org/ecLIVE](http://www.SFGovTV.org/ecLIVE) and SF Cable Channel 26.

#### **To access the Meeting by Computer/Smartphone/Tablet or by Telephone:**

To access by computer/smartphone/tablet, please click the following link (or paste it into your browser): <https://us02web.zoom.us/j/86129743092>. Or you may visit [www.zoom.us](http://www.zoom.us) or launch the Zoom app, and enter the Meeting ID **861 2974 3092**.

To access by telephone, call +1-669-900-6833 and enter the Meeting ID **861 2974 3092** (please read the notes, below, prior to calling in).

Participants using the telephone who wish to speak on a particular item on the Entertainment Commission's agenda can stay on the phone line and listen for the item to be called. Please wait for staff to announce the public comment portion. If your agenda item is called and you would like to speak in public comment on your phone, dial \*9 and this will show a raised hand; staff will enter you into the meeting when it is your turn. To unmute or mute yourself, dial \*6.

#### **Remote Public Comment during Meetings:**

The Entertainment Commission welcomes and encourages public comment. Please read below to help facilitate this process for remote public comment:

#### **Follow these best practices to improve your call:**

1. Call from a quiet location
2. Speak slowly and clearly
3. Turn down radios or televisions. If you are also viewing the meeting on SFGovTV, be sure to mute it before speaking during public comment.

#### **Raising Your Hand in a Remote Meeting:**

If you would like to speak during public comment, please listen for your agenda item to be called, then wait until the public comment section is announced. When it is your turn, staff will enter you into the meeting to speak or read aloud your chat message.



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*By computer, smartphone, or tablet:*

Step 1: Click the 'Participants' button at the bottom of the screen. This brings up several options to choose from to provide nonverbal feedback.

Step 2: Select the 'Raise Hand' option.

*By telephone:* Dial \*9 to raise your hand. Dial \*6 to unmute/mute.

*By chat:* During the public comment for a particular agenda item, you may submit a written comment via the chat function on Zoom. Your comment will be read aloud in the order it is received.

### **Things to Remember:**

The Commission's staff will indicate how much time you will have to provide your verbal comment. You will be alerted when you have 30 seconds remaining.

Once your public comment time has ended, you will be moved out off the live speaker line and back listening to the meeting (unless you disconnect).

*Please see below for the Entertainment Commission's interim policy on accessibility to its meetings.*

### **DISABILITY ACCESS**

Disability and language accommodations available upon request to: [Entertainment.Commission@sfgov.org](mailto:Entertainment.Commission@sfgov.org) or 628-652-6030 at least 48 hours in advance.

### **To view meeting on-line**

Live Stream on SFGovTV during a meeting:: [www.sfgovtv.org/ecLIVE](http://www.sfgovtv.org/ecLIVE)

Watch an archived Entertainment Commission meeting: [https://sanfrancisco.granicus.com/ViewPublisher.php?view\\_id=99](https://sanfrancisco.granicus.com/ViewPublisher.php?view_id=99)

Watch meetings on demand for City Commissions, Councils and Boards: [www.sfgovtv.org](http://www.sfgovtv.org)

The ringing and use of cell phones and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chair may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, or other similar sound-producing electronic devices.

### **KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE**

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. Copies of the Sunshine Ordinance can be obtained from the Clerk of the Sunshine Ordinance Task Force ([sfgov.org/sunshine](http://sfgov.org/sunshine)) the San Francisco Public Library. and on the City's website at [sfgov.org](http://sfgov.org). For more information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact:

Sunshine Ordinance Task Force



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Office: (415) 554-7724  
(Fax): (415) 554-5163  
(E-mail): [SOTF@sfgov.org](mailto:SOTF@sfgov.org)  
(Web): [sfgov.org/sunshine](http://sfgov.org/sunshine)

### **WRITTEN COMMENTS**

Persons attending the meeting and those unable to attend may submit written comments regarding the subject of the meeting. Such comments will be made part of the official public record and will be brought to the attention of the Commission. Written comments should be submitted to the Entertainment Commission via email to Maggie Weiland, Executive Director, [Maggie.Weiland@sfgov.org](mailto:Maggie.Weiland@sfgov.org).

Explanatory Documents: Copies of explanatory documents listed in this agenda, and other related materials received by the Entertainment Commission after the posting of this agenda, can be obtained by emailing [Entertainment.Commission@sfgov.org](mailto:Entertainment.Commission@sfgov.org) during normal business hours, and also, to the extent possible, will be available on the Commission's website at: <https://sfgov.org/entertainment/public-notice-meetings>.

### **LANGUAGE ACCESS**

Per the Language Access Ordinance (Chapter 91 of the San Francisco Administrative Code), Chinese, Spanish and or Filipino (Tagalog) interpreters will be available upon requests. Meeting Minutes may be translated, if requested, after they have been adopted by the Commission. Assistance in additional languages may be honored whenever possible. To request assistance with these services please contact the Commission Clerk May Liang at 628-652-6035 or [may.k.liang@sfgov.org](mailto:may.k.liang@sfgov.org) at least 48 hours in advance of the hearing. Late requests will be honored if possible.

### **LOBBYIST ORDINANCE**

Individuals and entities that influence or attempt to influence local policy or administrative action may be required by the San Francisco Lobbyist Ordinance (San Francisco Campaign and Governmental Conduct Code sections 2.100-2.160) to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102, telephone 415/252- 3100, fax 415/252-3112 and website: [www.sfgov.org/ethics](http://www.sfgov.org/ethics).

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如對會議有任何疑問，請致電 628-652-6035 查詢。當會議進行時，嚴禁使用手機及任何發聲電子裝置。會議主席可以命令任何使用手機或其他發出聲音裝置的人等離開會議場所。

### **了解你在陽光政策下的權益**

政府的職責是為公眾服務，並在具透明度的情況下作出決策。市及縣政府的委員會，市參事會，議會和其他機構的存在是為處理民眾的事務。本政策保證一切政務討論都在民眾面前進行，而市政府的運作也公開讓民眾審查。如果你需要知道你在陽光政策 (San Francisco Administrative Code Chapter 67) 下擁有的權利，或是需要舉報違反本條例的情況，請聯絡：

陽光政策專責小組行政官 地址：  
City Hall – Room 244  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4683



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電話號碼: 415-554-7724 ; 傳真號碼 415- 554-5163

電子郵箱: [SOTF@sfgov.org](mailto:SOTF@sfgov.org)

陽光政策的文件可以通過陽光政策專責小組秘書、三藩市公共圖書館、以及市政府網頁 [www.sfgov.org](http://www.sfgov.org) 等途徑索取。民眾也可以到網頁 <http://www.sfbos.org/sunshine> 閱覽有關的解釋文件，或根據以上提供的地址和電話向委員會秘書索取。

### **語言服務**

根據語言服務條例(三藩市行政法典第 91 章)，中文、西班牙語和/或菲律賓語（泰加洛語）傳譯人員在收到要求後將會提供傳譯服務。翻譯版本的會議記錄可在委員會通過後透過要求而提供。其他語言協助在可能的情況下也將可提供。上述的要求，請於會議前最少 48 小時致電 628-652-6035 或電郵至 [may.k.liang@sfgov.org](mailto:may.k.liang@sfgov.org) 向委員會秘書 May Liang 提出。逾期提出的請求，若可能的話，亦會被考慮接納。

### **遊說者法令**

依據「三藩市遊說者法令」 (SF Campaign & Governmental Conduct Code 2.100) 能影響或欲影響本地立法或行政的人士或團體可能需要註冊，並報告其遊說行為。如需更多有關遊說者法令的資訊，請聯絡位於 Van Ness 街 25 號 220 室的三藩市道德委員會，電話號碼:415- 252-3100，傳真號碼 415-252-3112，網址: [sfgov.org/ethics](http://sfgov.org/ethics)。

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Para preguntas acerca de la reunión, por favor contactar el 628-652-6035. El timbrado de y el uso de teléfonos celulares, localizadores de personas, y artículos electrónicos que producen sonidos similares, están prohibidos en esta reunión. Por favor tome en cuenta que el Presidente podría ordenar el retiro de la sala de la reunión a cualquier persona(s) responsable del timbrado o el uso de un teléfono celular, localizador de personas, u otros artículos electrónicos que producen sonidos similares.

### **CONOZCA SUS DERECHOS BAJO LA ORDENANZA SUNSHINE**

El deber del Gobierno es servir al público, alcanzando sus decisiones a completa vista del público. Comisiones, juntas, concilios, y otras agencias de la Ciudad y Condado, existen para conducir negocios de la gente. Esta ordenanza asegura que las deliberaciones se lleven a cabo ante la gente y que las operaciones de la ciudad estén abiertas para revisión de la gente. Para obtener información sobre sus derechos bajo la Ordenanza Sunshine (capítulo 67 del Código Administrativo de San Francisco) o para reportar una violación de la ordenanza, por favor póngase en contacto con:

Administrador del Grupo de Trabajo de la Ordenanza Sunshine (Sunshine Ordinance Task Force Administrator)  
City Hall – Room 244

1 Dr. Carlton B. Goodlett Place

San Francisco, CA 94102-4683

415-554-7724 (Oficina); 415-554-5163 (Fax);

Correo electrónico: [SOTF@sfgov.org](mailto:SOTF@sfgov.org)

Copias de la Ordenanza Sunshine pueden ser obtenidas del Secretario del grupo de Trabajo de la Ordenanza Sunshine, la Biblioteca Pública de San Francisco y en la página web del internet de la ciudad en [www.sfgov.org](http://www.sfgov.org). Copias de documentos explicativos están disponibles al público por Internet en <http://www.sfbos.org/sunshine>; o, pidiéndolas al Secretario de la Comisión en la dirección o número telefónico mencionados arriba.

### **ACCESO A IDIOMAS**



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De acuerdo con la Ordenanza de Acceso a Idiomas “Language Access Ordinance” (Capítulo 91 del Código Administrativo de San Francisco “Chapter 91 of the San Francisco Administrative Code”) intérpretes de chino, español y/o filipino (tagalo) estarán disponibles de ser requeridos. Las minutas podrán ser traducidas, de ser requeridas, luego de ser aprobadas por la Comisión. La asistencia en idiomas adicionales se tomará en cuenta siempre que sea posible. Para solicitar asistencia con estos servicios favor comunicarse con el Secretario de la Comisión May Liang al 628-652-6035, o [may.k.liang@sfgov.org](mailto:may.k.liang@sfgov.org) por lo menos 48 horas antes de la reunión. Las solicitudes tardías serán consideradas de ser posible.

#### **ORDENANZA DE CABILDEO**

Individuos y entidades que influyen o intentan influenciar legislación local o acciones administrativas podrán ser requeridos por la Ordenanza de Cabildeo de San Francisco (SF Campaign & Governmental Conduct Code 2.100) a registrarse y a reportar actividades de cabildeo. Para más información acerca de la Ordenanza de Cabildeo, por favor contactar la Comisión de Ética: 25 de la avenida Van Ness, Suite 220, San Francisco, CA 94102, 415-252-3100, FAX 415-252-3112, sitio web: [sfgov.org/ethics](http://sfgov.org/ethics).

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Kung mayroon kayong mga tanong tungkol sa miting, mangyaring tumawag lang sa 628-652-66035. Ang pagtunog at paggamit ng mga cell phone, mga pager at kagamitang may tunog ay ipinagbabawal sa pulong. Paalala po na maaring palabasin ng Tagapangulo ang sinumang may-ari o responsable sa ingay o tunog na mula sa cell-phone, pager o iba pang gamit na lumilikha ng tunog o ingay.

#### **ALAMIN ANG INYONG MGA KARAPATAN SA ILALIM NG SUNSHINE ORDINANCE**

Tungkulin ng Pamahalaan na paglinkuran ang publiko, maabot ito sa patas at medaling maunawaan na paraan. Ang mga komisyon, board, kapulungan at iba pang mga ahensya ng Lungsod at County ay mananatili upang maglingkod sa pamayanan. Tinitiyak ng ordinansa na ang desisyon o pagpapasya ay ginagawa kasama ng mamamayan at ang mga gawaing panglungsod na napagkaisahan ay bukas sa pagsusuri ng publiko. Para sa impormasyon ukol sa inyong karapatan sa ilalim ng Sunshine Ordinance (Kapitulo 67 sa San Francisco Administrative Code) o para mag report sa paglabag sa ordinansa, mangyaring tumawag sa Administrador ng Sunshine Ordinance Task Force .

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415-554-7724 (Opisina); 415-554-7854 (Fax)  
E-mail: [SOTF@sfgov.org](mailto:SOTF@sfgov.org)

Ang mga kopya ng Sunshine Ordinance ay makukuha sa Clerk ng Sunshine Task Force, sa pampublikong aklatan ng San Francisco at sa website ng Lungsod sa [www.sfgov.org](http://www.sfgov.org). Mga kopya at mga dokumentong na nagpapaliwanag sa Ordinance ay makukuha online sa <http://www.sfbos.org/sunshine> o sa kahilingan sa Commission Secretary, sa address sa itaas o sa numero ng telepono.

#### **PAG-ACCESS SA WIKA**

Ayon sa Language Access Ordinance (Chapter 91 ng San Francisco Administrative Code), maaaring mag-request ng mga tagapagsalin sa wikang Tsino, Espanyol, at/o Filipino (Tagalog). Kapag hiniling, ang mga kaganapan ng miting ay maaring isalin sa ibang wika matapos ito ay aprobahan ng komisyon. Maari din magkaroon ng tulong sa ibang wika. Sa mga ganitong uri ng kahilingan, mangyaring tumawag sa Clerk ng Commission May Liang sa 628-652-6035, o [may.k.liang@sfgov.org](mailto:may.k.liang@sfgov.org) sa hindi bababa sa 48 oras bago mag miting. Kung maari, ang mga late na hiling ay posibleng pagbibigyan.

#### **LOBBYIST ORDINANCE**

Ayon sa San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code 2.100], ang mga indibidwal o mga entity na nag iimpluensiya o sumusubok na mag iimpluensiya sa mga lokal na pambatasan o administrative na aksyon ay maaring kailangan mag register o mag report ng aktibidad ng lobbying. Para sa



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karagdagan na impormasyon tungkol sa Lobbyist Ordinance, mangyaring tumawag sa San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102, (415) 252-3100, FAX (415) 252-3112, website: [sfgov.org/ethics](http://sfgov.org/ethics)



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