

New Planning Code Summary:

Third Street Alcohol RUD, "Winegrowers License"

Code Changes: 249.62
Case Number: Board File No. 131121
Initiated by: Supervisor Cohen
Effective Date: May 3, 2014

The Way It Was:

Planning Code Section 249.62 establishes the Third Street Alcohol RUD, which prohibits new on-sale or off-sale liquor establishment within its boundaries. An on-sale liquor establishment is defined as a Bar or Restaurant (Code Sections 790.22 and 790.91 respectively) that has an ABC license to sell alcoholic beverage for consumption on site. An off-sale liquor establishment is defined as a Liquor Store (Code Section 790.55) with an ABC license to sell alcohol for consumption off site. Per the Zoning Administrator's interpretation, the RUD also indirectly prohibited ABC Type 2 "Wine Growers" licenses because the RUD prohibits off-site sales.

The Way It Is Now:

ABC Type 2 "Winegrowers" licenses are permitted within the Third Street Alcohol RUD. The ABC Type 2 "Winegrowers" licenses allow the holder to sell wine and brandy directly to the public for off-site consumption and to conduct wine or brandy tastings. The licenses type does not require that a vineyard be located at the site with the "Winegrowers" license.

Link to signed legislation:

Board File No. 131121	Ord. No. 035-14	Third Street Alcohol RUD, ABC "Winegrowers License": https://sfgov.legistar.com/View.ashx?M=F&ID=2963005&GUID=17BF4636-D00A-4C9A-B581-88FFB3301DFB
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