

FILE NO.

ORDINANCE NO.

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[Administrative Code - Entertainment Zones]

1 Ordinance amending the Administrative Code to establish four Entertainment Zones: 1)
2 on Maiden Lane between Kearny Street and Grant Avenue; 2) on Mark Lane and on
3 Harlan Place between Grant Avenue and Mark Lane; 3) on Market Street between 5th
4 Street and 6th Street, with eastern boundaries at Mason Street on the north side of
5 Market Street and at 5th Street on the south side of Market Street, and western
6 boundaries at the intersection of Golden Gate Avenue and Taylor Street on the north
7 side of Market Street and at 6th Street on the south side of Market Street; and 4) the
8 area bounded by Warriors Way on the north, Terry A. Francois Boulevard on the east,
9 16th Street on the south, and 3rd Street on the west; and affirming the Planning
10 Department's determination under the California Environmental Quality Act.

11 NOTE: **Unchanged Code text and uncodified text** are in plain Arial font.
12 **Additions to Codes** are in *single-underline italics Times New Roman font*.
13 **Deletions to Codes** are in *strikethrough italics Times New Roman font*.
14 **Board amendment additions** are in double-underlined Arial font.
15 **Board amendment deletions** are in ~~strikethrough Arial font~~.
16 **Asterisks (* * * *)** indicate the omission of unchanged Code
17 subsections or parts of tables.

18 Be it ordained by the People of the City and County of San Francisco:

19 Section 1. CEQA Findings.

20 The Planning Department has determined that the actions contemplated in this
21 ordinance comply with the California Environmental Quality Act (California Public Resources
22 Code Sections 21000 et seq.). Said determination is on file with the Clerk of the Board of
23 Supervisors in File No. ____ and is incorporated herein by reference. The Board affirms this
24 determination.

25 Section 2. Chapter 94B of the Administrative Code is hereby amended by revising
Sections 94B.2 and 94B.4, to read as follows:

1 **SEC. 94B.2. ENTERTAINMENT ZONE CONTROLS.**

2 (a) All commercial entities and organizations sponsoring or selling alcoholic beverages
3 at an Entertainment Zone Event shall comply with all applicable state and local laws and
4 regulations, including but not limited to the following:

5 (1) All applicable ABC license and permitting requirements;

6 (2) Sections 23357, 23358, and 23396 of the California Business and
7 Professions Code, as may be amended from time to time;

8 (3) All other laws governing the sale and consumption of alcoholic beverages
9 and any and all permits and licenses issued pursuant thereto;

10 (4) Transportation Code, Division I, Article 6;

11 (5) Transportation Code, Division II, Article 200, Sections 205 and 206; and

12 (6) Any applicable Management Plan issued by the Office of Economic and
13 Workforce Development under this Chapter 94B.

14 (b) Open alcoholic beverages may be consumed on any public street, avenue,
15 sidewalk, stairway, alley, or thoroughfare within an Entertainment Zone during an
16 Entertainment Zone Event, as set forth in Police Code Section 21, subject to any other
17 restrictions imposed by state or local law.

18 (c) All open alcoholic beverages consumed during an Entertainment Zone Event shall
19 be purchased only from a premises located within the Entertainment Zone that is authorized
20 under California Business and Professions Code Section 23357, 23358, or 23396, as may be
21 amended from time to time, to permit consumers to leave the premises with open containers
22 of alcoholic beverages for consumption off the premises, or an organization that is authorized
23 by an ABC special event permit or license to make such sales within the Entertainment Zone.

24 (d) An Entertainment Zone Event may take place on any day of the year between the hours of
25 noon and 11:59 p.m., inclusive, except as otherwise specified in this Chapter 94B, and subject to any

1 *additional limitations imposed by any ABC permit or license and by the Management Plan for the*
2 *Entertainment Zone.*

3 **SEC. 94B.4. ~~FRONT STREET~~ ENTERTAINMENT ZONE LOCATIONS.**

4 (a) **Front Street Entertainment Zone.**

5 (1) All public streets, sidewalks, and public rights-of-way on Front Street
6 between California Street and Sacramento Street, and all premises specified in Section 94B.2(c)
7 that are adjacent thereto, are hereby designated as the Front Street Entertainment Zone under
8 Sections 23039.5 and 25690 of the California Business and Professions Code.

9 (b) (2) An Entertainment Zone Event within the Front Street Entertainment Zone
10 must receive a permit for the use of a public street under Transportation Code Division I,
11 Section 6.6 or 6.16, or Transportation Code Division II, Section 206.

12 ~~(c) Outdoor consumption of alcoholic beverages within this Entertainment Zone is authorized~~
13 ~~during any Entertainment Zone Event on any day of the year between the hours of noon and 11:59pm,~~
14 ~~inclusive, subject to any additional limitations imposed by any ABC permit or license and by the~~
15 ~~Management Plan for this Entertainment Zone.~~

16 (b) **Maiden Lane Entertainment Zone.**

17 (1) All public streets, sidewalks, and public rights-of-way on Maiden Lane between
18 Kearny Street and Grant Avenue, and all premises specified in Section 94B.2(c) that are adjacent
19 thereto, are hereby designated as the Maiden Lane Entertainment Zone under Sections 23039.5 and
20 25690 of the California Business and Professions Code.

21 (2) An Entertainment Zone Event within the Maiden Lane Entertainment Zone must
22 receive a permit for the use of a public street under Transportation Code Division I, Section 6.6 or
23 6.16, or Transportation Code Division II, Section 206, or hold all permits and authorizations required
24 by Board of Supervisors Resolution No. 80-05, contained in Board File No. 041759, or any successor
25 legislation.

1 **(c) Mark Lane and Harlan Place Entertainment Zone.**

2 (1) All public streets, sidewalks, and public rights-of-way on Mark Lane and on Harlan
3 Place between Grant Avenue and Mark Lane, and all premises specified in Section 94B.2(c) that are
4 adjacent thereto, are hereby designated as the Mark Lane and Harlan Place Entertainment Zone under
5 Sections 23039.5 and 25690 of the California Business and Professions Code.

6 (2) An Entertainment Zone Event within the Mark Lane and Harlan Place
7 Entertainment Zone must receive a permit for the use of a public street under Transportation Code
8 Division I, Section 6.6 or 6.16, or Transportation Code Division II, Section 206.

9 **(d) Mid-Market Entertainment Zone.**

10 (1) All sidewalks on Market Street between 5th Street and 6th Street, with eastern
11 boundaries at Mason Street on the north side of Market Street and at 5th Street on the south side of
12 Market Street, and western boundaries at the intersection of Golden Gate Avenue and Taylor Street on
13 the north side of Market Street and at 6th Street on the south side of Market Street, and all premises
14 specified in Section 94B.2(c) that are adjacent thereto, are hereby designated as the Mid-Market
15 Entertainment Zone under Sections 23039.5 and 25690 of the California Business and Professions
16 Code.

17 (2) An Entertainment Zone Event within the Mid-Market Entertainment Zone must
18 receive a permit for the temporary occupancy of a public sidewalk from the Department of Public
19 Works.

20 **(e) Arena Entertainment Zone.**

21 (1) The area bounded by the southern side of Warriors Way on the north, the western
22 side of Terry A. Francois Boulevard on the east, the northern side of 16th Street on the south, and the
23 eastern side of 3rd Street on the west, including all sidewalks but excluding public streets and other
24 rights-of-way, is hereby designated as the Arena Entertainment Zone under Sections 23039.5 and
25 25690 of the California Business and Professions Code.

