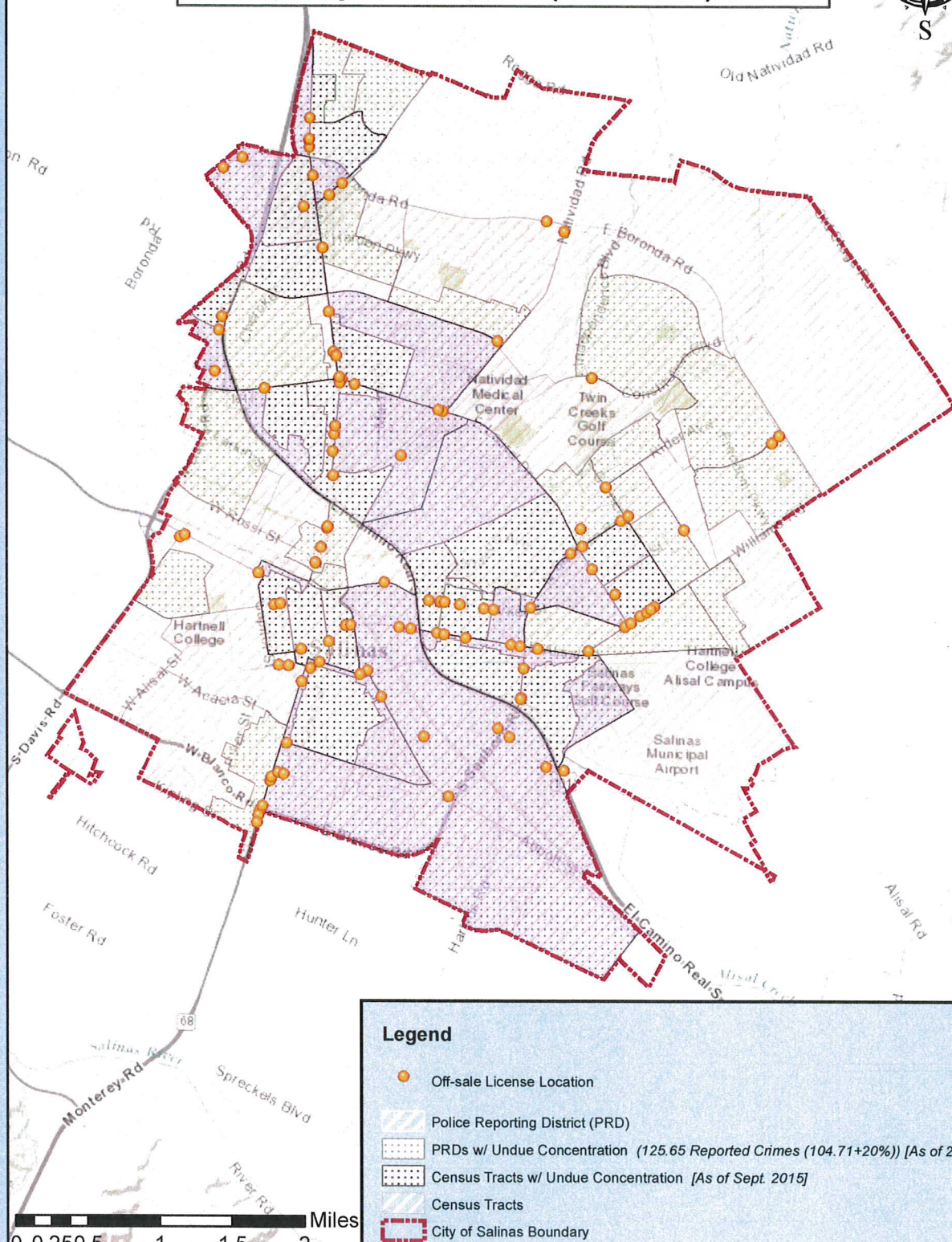




## Areas of Undue Concentration of Off-sale Licenses and Reported Crimes (Combined)



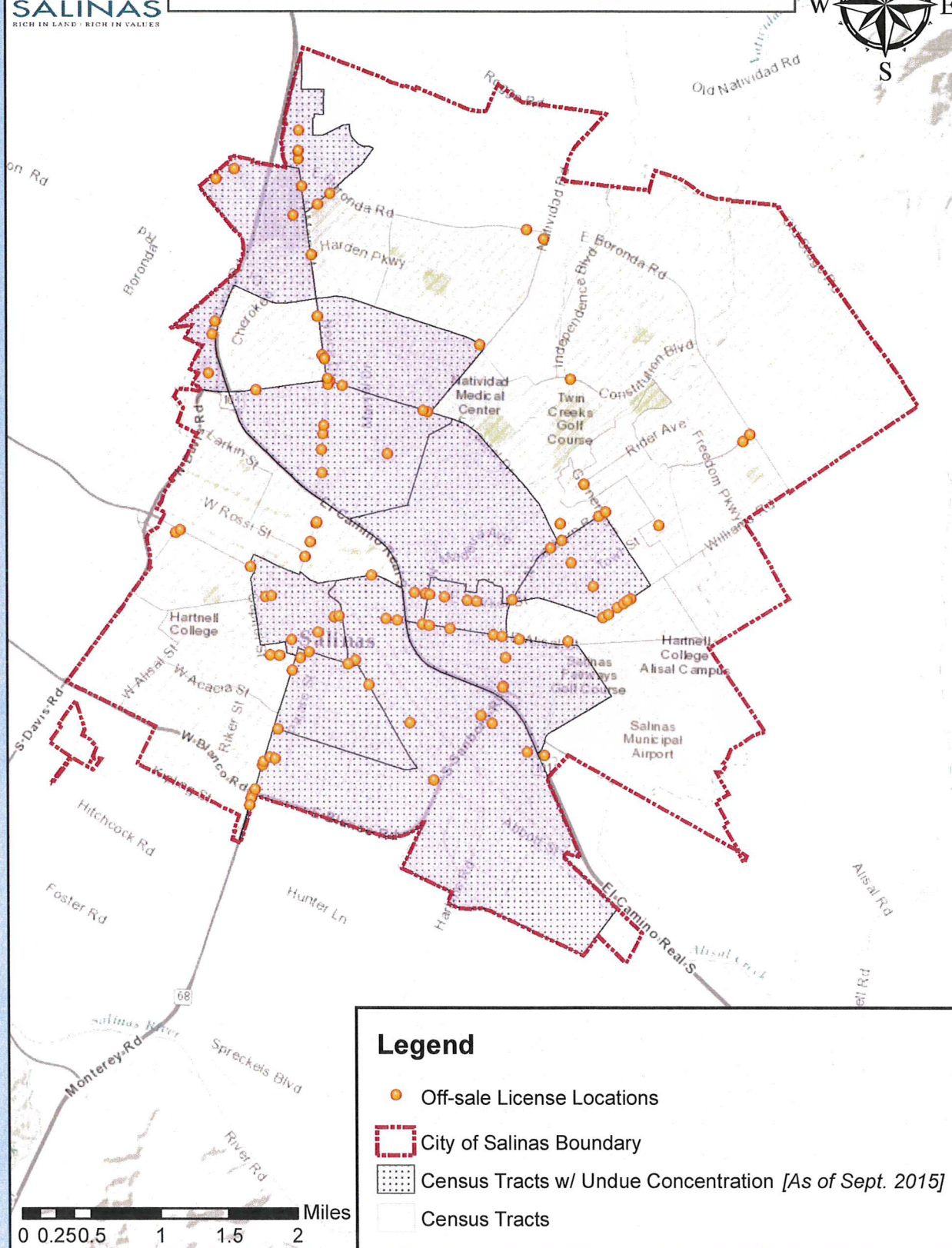
### Legend

- Off-sale License Location
- Police Reporting District (PRD)
- PRDs w/ Undue Concentration (125.65 Reported Crimes (104.71+20%)) [As of 2014]
- Census Tracts w/ Undue Concentration [As of Sept. 2015]
- Census Tracts
- City of Salinas Boundary





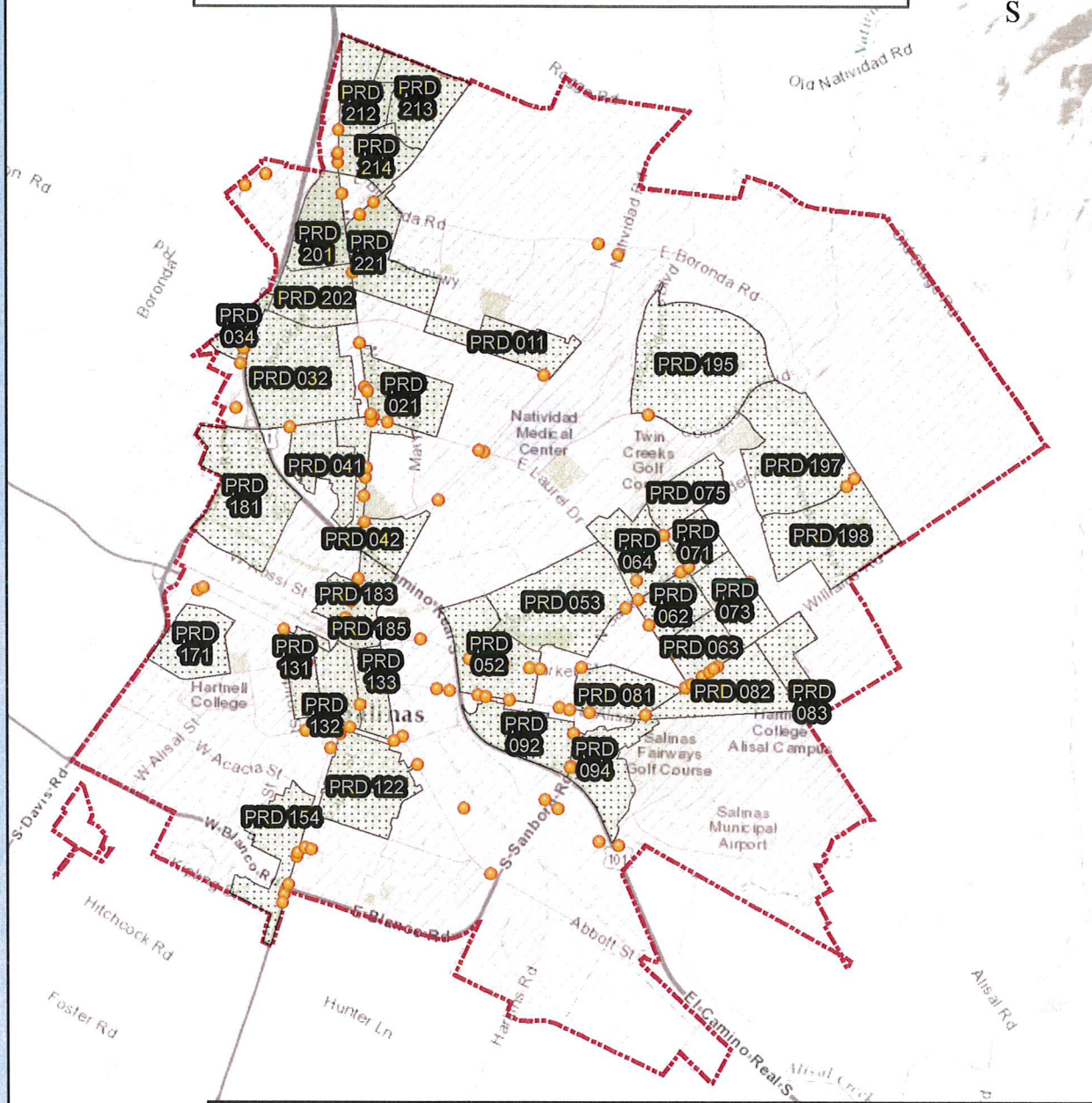
## Census Tracts with Undue Concentration of Off-sale Alcohol Licenses







# Police Reporting Districts with Undue Concentration of 20% Greater Number of Reported Crimes than the Average Number of Reported Crimes



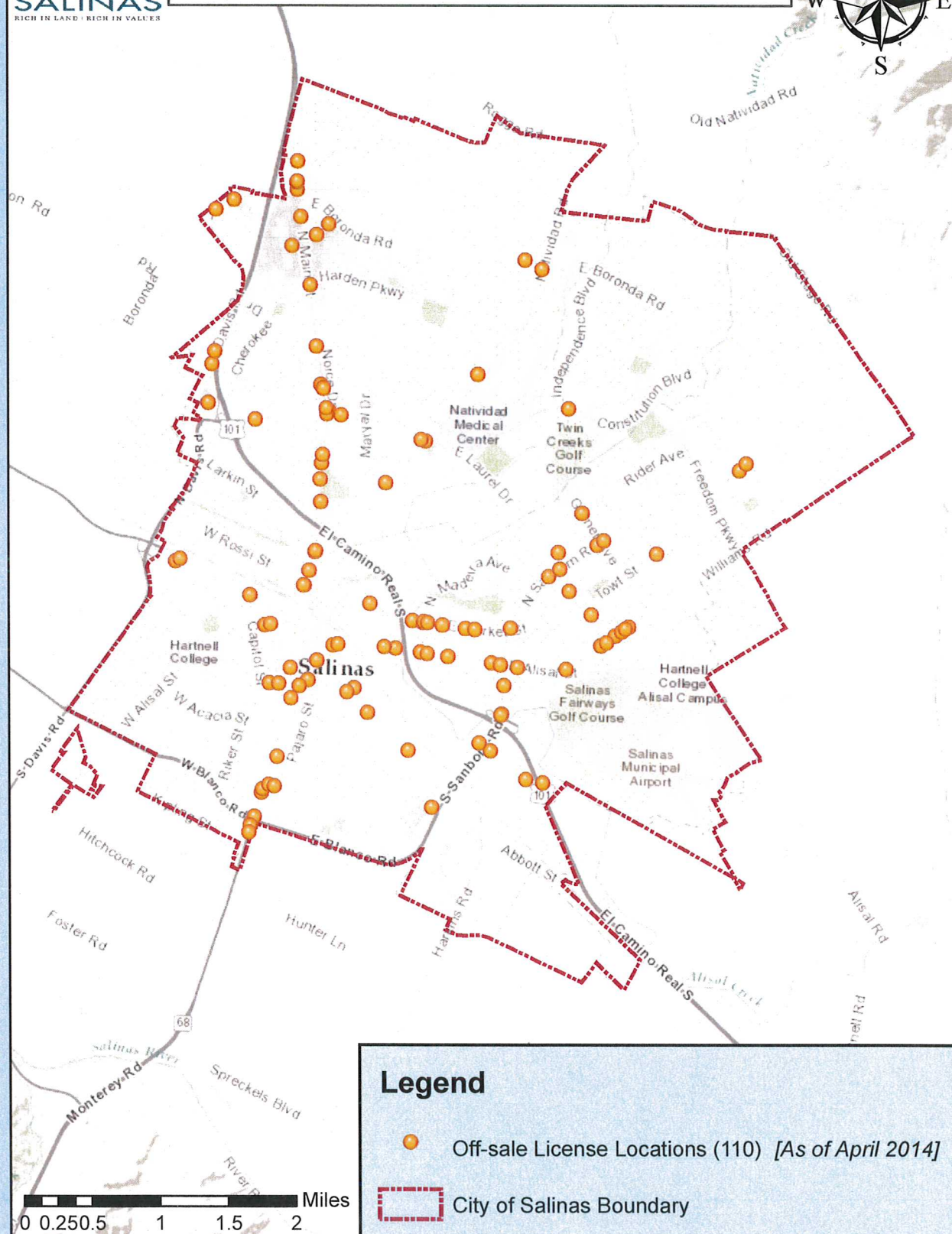
## Legend

- Off-sale License Location
- PRDs w/ Undue Concentration (125.65 Reported Crimes (104.71+20%)) [As of 2014]
- Police Reporting District (PRD)
- City of Salinas Boundary





## Off-sale Alcohol Licenses





## License Query System - Map Query

Search for a specific

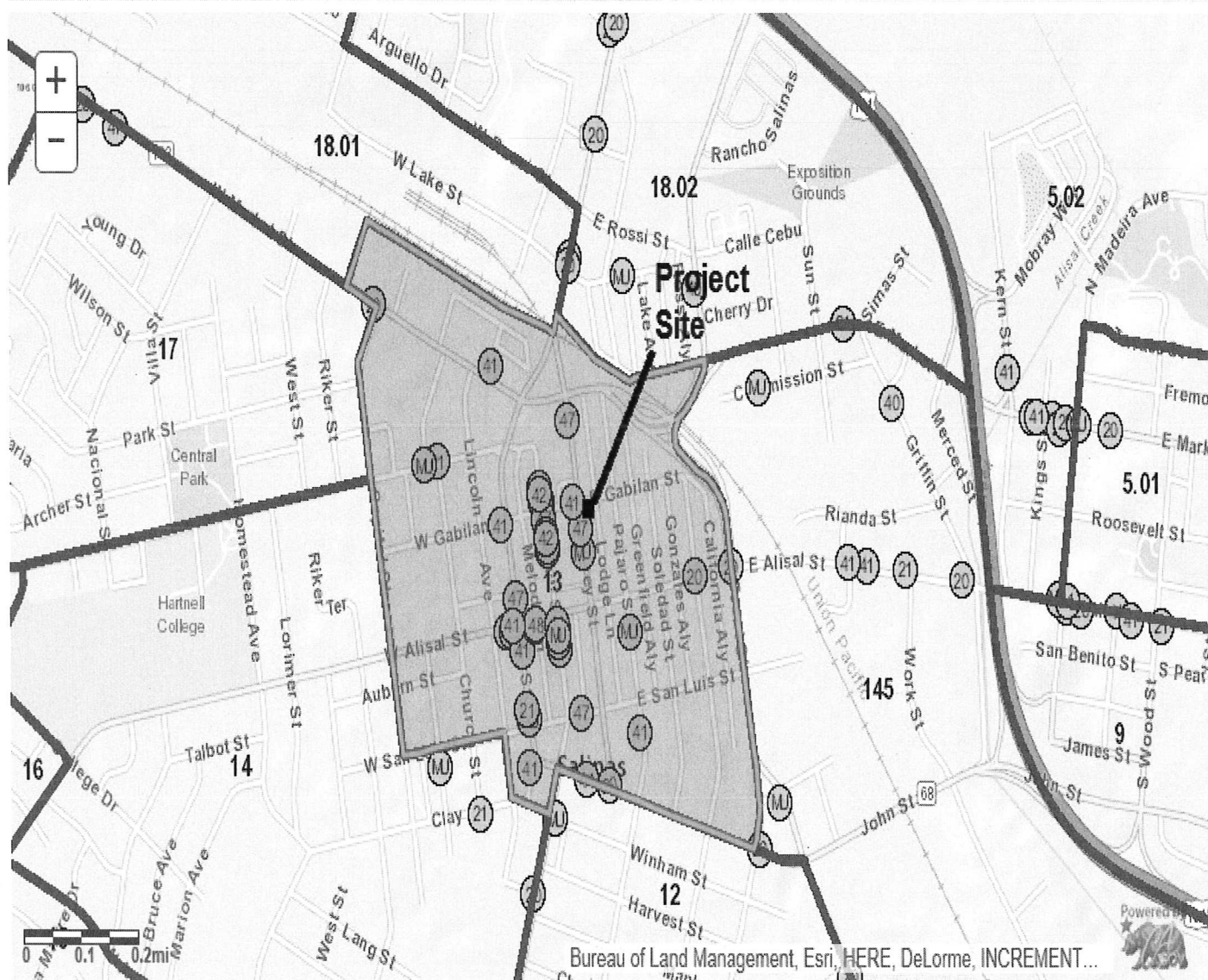
License Number:

Or, locate a general area by entering:

Address:

Census Tract:

City:



Licenses on the map display the license type that is currently issued for it. In the event there is more than one license type issued, the code MU is displayed.





**California Department of Alcoholic Beverage  
Control**  
**For the County of MONTEREY - (Off-Sale Licenses)**  
**and Census Tract = 13**

Report as of 12/28/2016

License Number	Status	License Type	Orig. Iss. Date	Expir Date	Primary Owner and Premises Addr.	Business Name	Mailing Address	Geo Code
1) 20895	ACTIVE	20	7/1/1975	5/31/2017	VALLEY GUILD 132 CENTRAL AVE SALINAS, CA 93901  Census Tract: 0013.00	STEINBECK HOUSE THE		2708
2) 310530	ACTIVE	21	9/8/1995	8/31/2017	LEE, PAUL CHAN 118 CENTRAL AVE SALINAS, CA 93901  Census Tract: 0013.00	CENTRAL LIQUOR		2708
3) 465819	ACTIVE	20	7/11/2008	6/30/2017	BAINS, AVTAR SINGH 47 JOHN ST SALINAS, CA 93901  Census Tract: 0013.00	JOHN STREET VALERO		2708
4) 549341	ACTIVE	21	11/3/2014 10:16:48 AM	10/31/2017	ABDALHAY, NIZAR H 385 SALINAS ST SALINAS, CA 93901  Census Tract: 0013.00	GRAPES N GRAIN		2708
5) 554746	ACTIVE	20	5/20/2015 10:57:21 AM	4/30/2017	GABILAN WINE COMPANY LLC 335 PAJARO ST, # A SALINAS, CA 93901-3421  Census Tract: 0013.00	GABILAN WINE COMPANY LLC	PO BOX 2028 SALINAS, CA 93902	2708
6) 565325	ACTIVE	20	2/19/2016 8:27:13 AM	1/31/2017	SIKAND, GURINDER PAL SINGH 215 E ALISAL ST SALINAS, CA 93901-3603  Census Tract: 0013.00	GK VALERO		2708
7) 570016	ACTIVE	20	11/4/2016 2:49:33 PM	10/31/2017	MENDEZ RODRIGUEZ, JORGE LUIS 201 E ALISAL ST SALINAS, CA 93901  Census Tract: 0013.00	FRESH MARKET & PRODUCE		2708
8) 571757	ACTIVE	20	9/1/2016 3:06:55 PM	8/31/2017	MONDRAGON, MARIA. DELCONSUELO 241 JOHN ST SALINAS, CA 93901  Census Tract: 0013.00	LA MEXICANA MARKET		2708

--- End of Report ---

For a definition of codes, view our [glossary](#).



DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL  
NUMBER OF LICENSES AUTHORIZED  
BY CENSUS TRACT

County Name	County Population	County Ratio On Sale	County Ratio Off Sale	Census Tract #	Census Tract Population	On Sale	Off Sale
MERCED	271,579	1275	1,141	8.02	4,296	3	3
MERCED	271,579	1275	1,141	9.01	3,970	3	3
MERCED	271,579	1275	1,141	9.02	8,419	6	7
MERCED	271,579	1275	1,141	10.02	13,467	10	11
MERCED	271,579	1275	1,141	10.03	4,061	3	3
MERCED	271,579	1275	1,141	10.04	3,968	3	3
MERCED	271,579	1275	1,141	10.05	2,406	1	2
MERCED	271,579	1275	1,141	11.01	5,880	4	5
MERCED	271,579	1275	1,141	12.00	5,023	3	4
MERCED	271,579	1275	1,141	13.01	3,213	2	2
MERCED	271,579	1275	1,141	13.02	3,264	2	2
MERCED	271,579	1275	1,141	14.01	3,953	3	3
MERCED	271,579	1275	1,141	14.02	4,277	3	3
MERCED	271,579	1275	1,141	15.01	2,693	2	2
MERCED	271,579	1275	1,141	15.02	2,822	2	2
MERCED	271,579	1275	1,141	15.03	4,438	3	3
MERCED	271,579	1275	1,141	16.01	4,498	3	3
MERCED	271,579	1275	1,141	16.02	7,243	5	6
MERCED	271,579	1275	1,141	17.00	6,335	4	5
MERCED	271,579	1275	1,141	18.01	4,288	3	3
MERCED	271,579	1275	1,141	19.01	5,739	4	5
MERCED	271,579	1275	1,141	19.02	2,572	2	2
MERCED	271,579	1275	1,141	20.00	7,835	6	6
MERCED	271,579	1275	1,141	21.00	3,862	3	3
MERCED	271,579	1275	1,141	22.01	6,097	4	5
MERCED	271,579	1275	1,141	22.02	9,923	7	8
MERCED	271,579	1275	1,141	23.01	6,680	5	5
MERCED	271,579	1275	1,141	23.02	13,709	10	12
MERCED	271,579	1275	1,141	24.01	1,756	1	1
MERCED	271,579	1275	1,141	24.02	7,505	5	6
MERCED	271,579	1275	1,141	25.00	2,328	1	2
MERCED	271,579	1275	1,141	26.00	5,319	4	4
MODOC	9,638	371	438	1.00	3,518	9	8
MODOC	9,638	371	438	2.00	1,910	5	4
MODOC	9,638	371	438	3.00	2,993	8	6
MODOC	9,638	371	438	4.00	1,265	3	2
MONO	13,721	132	312	1.01	3,463	26	11
MONO	13,721	132	312	1.02	2,502	18	8
MONO	13,721	132	312	2.00	8,237	62	26
MONTEREY	437,178	563	1,014	1.01	2,079	3	2
MONTEREY	437,178	563	1,014	1.02	9,054	16	8
MONTEREY	437,178	563	1,014	1.03	3,894	6	3
MONTEREY	437,178	563	1,014	1.04	3,478	6	3
MONTEREY	437,178	563	1,014	2.00	6,884	12	6
MONTEREY	437,178	563	1,014	3.00	4,177	7	4
MONTEREY	437,178	563	1,014	4.00	7,161	12	7
MONTEREY	437,178	563	1,014	5.01	4,842	8	4
MONTEREY	437,178	563	1,014	5.02	4,161	7	4
MONTEREY	437,178	563	1,014	6.00	7,143	12	7
MONTEREY	437,178	563	1,014	7.01	6,439	11	6
MONTEREY	437,178	563	1,014	7.02	6,371	11	6
MONTEREY	437,178	563	1,014	8.00	5,628	9	5



DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL  
NUMBER OF LICENSES AUTHORIZED  
BY CENSUS TRACT

County Name	County Population	County Ratio On Sale	County Ratio Off Sale	Census Tract #	Census Tract Population	On Sale	Off Sale
MONTEREY	437,178	563	1,014	9.00	5,746	10	5
MONTEREY	437,178	563	1,014	12.00	3,178	5	3
MONTEREY	437,178	563	1,014	13.00	2,548	4	2
MONTEREY	437,178	563	1,014	14.00	2,680	4	2
MONTEREY	437,178	563	1,014	15.00	5,741	10	5
MONTEREY	437,178	563	1,014	16.00	2,642	4	2
MONTEREY	437,178	563	1,014	17.00	3,780	6	3
MONTEREY	437,178	563	1,014	18.01	3,957	7	3
MONTEREY	437,178	563	1,014	18.02	5,078	9	5
MONTEREY	437,178	563	1,014	101.01	4,518	8	4
MONTEREY	437,178	563	1,014	101.02	3,279	5	3
MONTEREY	437,178	563	1,014	102.02	4,386	7	4
MONTEREY	437,178	563	1,014	103.05	4,371	7	4
MONTEREY	437,178	563	1,014	103.06	1,250	2	1
MONTEREY	437,178	563	1,014	104.00	6,481	11	6
MONTEREY	437,178	563	1,014	105.01	6,339	11	6
MONTEREY	437,178	563	1,014	105.04	4,732	8	4
MONTEREY	437,178	563	1,014	105.05	4,892	8	4
MONTEREY	437,178	563	1,014	105.06	4,752	8	4
MONTEREY	437,178	563	1,014	106.03	7,304	12	7
MONTEREY	437,178	563	1,014	106.04	5,512	9	5
MONTEREY	437,178	563	1,014	106.05	4,219	7	4
MONTEREY	437,178	563	1,014	106.06	6,299	11	6
MONTEREY	437,178	563	1,014	106.07	4,430	7	4
MONTEREY	437,178	563	1,014	106.08	3,646	6	3
MONTEREY	437,178	563	1,014	107.01	6,769	12	6
MONTEREY	437,178	563	1,014	107.02	3,911	6	3
MONTEREY	437,178	563	1,014	108.04	5,029	8	4
MONTEREY	437,178	563	1,014	109.00	10,109	17	9
MONTEREY	437,178	563	1,014	110.00	5,933	10	5
MONTEREY	437,178	563	1,014	111.01	5,188	9	5
MONTEREY	437,178	563	1,014	111.02	11,454	20	11
MONTEREY	437,178	563	1,014	112.02	6,868	12	6
MONTEREY	437,178	563	1,014	112.03	7,173	12	7
MONTEREY	437,178	563	1,014	112.04	3,190	5	3
MONTEREY	437,178	563	1,014	113.02	5,813	10	5
MONTEREY	437,178	563	1,014	113.03	3,775	6	3
MONTEREY	437,178	563	1,014	113.04	6,688	11	6
MONTEREY	437,178	563	1,014	114.00	3,778	6	3
MONTEREY	437,178	563	1,014	115.02	1,710	3	1
MONTEREY	437,178	563	1,014	116.02	5,266	9	5
MONTEREY	437,178	563	1,014	116.04	1,913	3	1
MONTEREY	437,178	563	1,014	117.00	3,810	6	3
MONTEREY	437,178	563	1,014	118.01	1,885	3	1
MONTEREY	437,178	563	1,014	118.02	1,830	3	1
MONTEREY	437,178	563	1,014	119.00	4,449	7	4
MONTEREY	437,178	563	1,014	120.00	3,563	6	3
MONTEREY	437,178	563	1,014	121.00	2,263	4	2
MONTEREY	437,178	563	1,014	122.00	2,683	4	2
MONTEREY	437,178	563	1,014	123.02	1,872	3	1
MONTEREY	437,178	563	1,014	124.01	1,682	2	1
MONTEREY	437,178	563	1,014	124.02	2,987	5	2



DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL  
NUMBER OF LICENSES AUTHORIZED  
BY CENSUS TRACT

County Name	County Population	County Ratio On Sale	County Ratio Off Sale	Census Tract #	Census Tract Population	On Sale	Off Sale
MONTEREY	437,178	563	1,014	125.02	5,082	9	5
MONTEREY	437,178	563	1,014	126.00	2,254	4	2
MONTEREY	437,178	563	1,014	127.00	3,299	5	3
MONTEREY	437,178	563	1,014	128.00	5,154	9	5
MONTEREY	437,178	563	1,014	130.00	2,968	5	2
MONTEREY	437,178	563	1,014	131.00	1,930	3	1
MONTEREY	437,178	563	1,014	132.00	4,225	7	4
MONTEREY	437,178	563	1,014	133.00	5,693	10	5
MONTEREY	437,178	563	1,014	134.00	1,624	2	1
MONTEREY	437,178	563	1,014	135.00	4,920	8	4
MONTEREY	437,178	563	1,014	136.00	4,396	7	4
MONTEREY	437,178	563	1,014	137.00	5,131	9	5
MONTEREY	437,178	563	1,014	138.00	5,548	9	5
MONTEREY	437,178	563	1,014	139.00	2,673	4	2
MONTEREY	437,178	563	1,014	140.00	2,637	4	2
MONTEREY	437,178	563	1,014	141.02	2,259	4	2
MONTEREY	437,178	563	1,014	141.04	1,611	2	1
MONTEREY	437,178	563	1,014	141.05	2,688	4	2
MONTEREY	437,178	563	1,014	141.07	7,088	12	6
MONTEREY	437,178	563	1,014	142.01	5,133	9	5
MONTEREY	437,178	563	1,014	142.02	4,075	7	4
MONTEREY	437,178	563	1,014	143.01	3,602	6	3
MONTEREY	437,178	563	1,014	143.02	4,024	7	3
MONTEREY	437,178	563	1,014	145.00	4,410	7	4
MONTEREY	437,178	563	1,014	146.01	5,232	9	5
MONTEREY	437,178	563	1,014	147.00	6,620	11	6
MONTEREY	437,178	563	1,014	148.00	6,112	10	6
MONTEREY	437,178	563	1,014	9800.00	7	0	0
MONTEREY	437,178	563	1,014	9900.00	0	0	0
NAPA	142,028	379	179	2002.01	3,466	9	19
NAPA	142,028	379	179	2002.02	2,856	7	15
NAPA	142,028	379	179	2002.03	2,497	6	13
NAPA	142,028	379	179	2003.01	5,095	13	28
NAPA	142,028	379	179	2003.02	2,504	6	13
NAPA	142,028	379	179	2004.00	3,618	9	20
NAPA	142,028	379	179	2005.01	5,013	13	28
NAPA	142,028	379	179	2005.03	1,769	4	9
NAPA	142,028	379	179	2005.04	6,431	16	35
NAPA	142,028	379	179	2005.05	2,460	6	13
NAPA	142,028	379	179	2006.01	5,016	13	28
NAPA	142,028	379	179	2006.02	4,468	11	24
NAPA	142,028	379	179	2007.03	3,047	8	17
NAPA	142,028	379	179	2007.04	4,514	11	25
NAPA	142,028	379	179	2007.05	2,776	7	15
NAPA	142,028	379	179	2007.06	3,283	8	18
NAPA	142,028	379	179	2007.07	3,152	8	17
NAPA	142,028	379	179	2008.02	5,481	14	30
NAPA	142,028	379	179	2008.03	2,165	5	12
NAPA	142,028	379	179	2008.04	5,566	14	31
NAPA	142,028	379	179	2009.00	1,230	3	6
NAPA	142,028	379	179	2010.03	4,389	11	24
NAPA	142,028	379	179	2010.04	6,081	16	33

Mayor John D. Seybert  
Vice Mayor Ian Bain

1017 Middlefield Road  
Redwood City, CA 94063  
(650) 780-7220  
Fax (650) 261-9102

Council Members  
Alicia C. Aguirre  
Janet Borgens  
Jeffrey Gee  
Diane Howard  
Shelly Masur



Union 76 Service Station  
1603 Broadway St  
Redwood City, CA 94063

September 30, 2016

Dear Sir or Madam:

Thank you for being an important contributor to the Redwood City business community. Your company strengthens the Redwood City economy by providing vital employment opportunities as well as resources to support resident services. In appreciation for your contributions to the community, please accept this Certificate of Recognition as a **Top Business in Redwood City**.

Because a strong local economy is a top priority for the City Council, we are committed to delivering programs and services that support the success and growth of Redwood City businesses. For more information about these programs and services, or any other questions or concerns regarding your business here in Redwood City, please feel free to reach out to our Economic Development Manager, Catherine Ralston. She can be reached at [cralston@redwoodcity.org](mailto:cralston@redwoodcity.org) or (650) 780-7204.

I look forward to seeing your business continue to grow and thrive here in Redwood City. Thank you for choosing Redwood City as the place to base your business.

Sincerely,

A handwritten signature in black ink, appearing to be "John Seybert", is written over a horizontal line.

John Seybert  
Mayor



# *Certificate of Appreciation*

*Is Hereby Presented to:*

## **Union 76 Service Station**

*In Recognition and Appreciation of your business being a Top Business in Redwood City. Your company strengthens the Redwood City economy by providing vital employment opportunities as well as resources to support resident services.*

***Thank you for being an important contributor to the  
Redwood City business community.***

*Presented on September 30, 2016*



  
\_\_\_\_\_  
John Seybert

*Mayor of Redwood City*

*On Behalf of the City Council and the Residents of Redwood City*

Off-Sale Alcohol CUP's since 2010

Project No.	Business Name	Address	Action Taken	Final Decision	Action Date	Distance - Residential zones (ft.)	Distance - Public Schools (ft.)	Distance - Parks/Play-grounds (ft.)	Distance - off-sale alcohol outlets (ft.)	Census Tract (Allowed/ Proposed)	Census Tract %	Crime Rate in PRD (%) (120% = Undue Cont.)	Number - crimes reported
CUP 2010-004	Salinas AM/PM	970 Work Street	Approved	CC	4/19/2011	1,210	3,100	3,480	470	1/8	800%	38%	45
CUP 2010-006	Walgreen's	1532 North Main Street	Expired	CC	06/14/11 (A) 06/14/12 (E)	500	920	2,680	350	4/2	50%	259%	280
CUP 2010-007	Quik Stop	615 West Laurel Drive	Approved	PC	5/5/2010	0	450	990	1,720	8/7	88%	75%	88
CUP 2010-013	Chevron	306 North Main Street	Approved	CP	10/12/2010	400	1,700	1,420	900	10/7	70%	39%	37
CUP 2010-017	Peninsula Petroleum, LLC	417 North Main Street	Approved	CP	3/15/2011	200	1,530	2,240	110	10/7	70%	97%	113
CUP 2011-005	Walgreen's	575 North Sanborn Road	Denied	CC	12/13/2011	0	1,200	1,000	280	10/12	120%	129%	140
CUP 2011-009	Wal-Mart	1375 North Davis Road	Approved	PC	6/1/2011	875	3,100	2,690	500	5/7	140%	106%	115
CUP 2011-010	Wal-Mart	1800 North Main Street	Approved	CC	6/14/2011	0	940	1,250	1,100	4/2	50%	259%	280
CUP 2011-023	BJ's Restaurant, Inc.	1730 North Main Street	Approved	PC	11/29/2011	790	2,575	3,235	1,100	4/3	75%	235%	254
CUP 2012-005	Star 1 Food Mart	8 Williams Road	Denied	CC	10/22/2013	80	658	658	850	5/2	40%	158%	181
CUP 2013-003	Dollar General	1045 North Main Street	Approved	CC	9/24/2013	180	1,882	985	390	7/9	129%	111%	127
CUP 2014-025	Walgreen's	1532 North Main Street	Denied	CC	5/27/2015	135	1,200	1,585	350	3/3	100%	399%	403
CUP 2015-016	Valero	215 East Alisal Street	Approved	CC	11/3/2015	0	2,898	1430	100	2/8	400%	159%	167
CUP 2015-023	Rite Aid	602 Williams Road	Denied	CC	1/20/2016	0	780	400	1,584	2/6	300%	124%	130
CUP 2015-025	Alvarado Street Brewery	1315 Dayton Street, Suite E	Approved	PC	11/4/2015	3,200	5,800	5,400	3,400	4/12	300%	25%	26
CUP 2015-034	Juquilita Market	170 East Laurel Drive	Denied	CC	4/19/2016	300	1,850	1,100	290	10/11	110%	130%	136
Average						491.88	1911.44	1908.94	843.38		119%	146%	158
Minimum						0	450	400	100		40%	25%	26
Maximum						3,200	5,800	5,400	3,400		800%	399%	403
CUP 2016-019	Salinas Gas	201 Monterey Street	Denied	PC		350	1,970	780	970	2/9	450%	340%	356



*(Added by Stats. 1953, Ch. 152.)*

**23954.5.** (a) An applicant for an original on-sale general license shall, at the time of filing the application for the license, accompany the application with a fee as determined by the department pursuant to subdivision (b) of this section. At the time of filing an application for a license, an applicant for an original on-sale general license for seasonal business shall accompany the application with a fee as determined by the department pursuant to subdivision (b) of this section. An applicant for an original on-sale beer and wine license shall accompany the application with a fee of three hundred dollars (\$300). An applicant for an original on-sale beer license shall accompany the application with a fee of two hundred dollars (\$200). An applicant for an original off-sale general license shall, at the time of filing the application for the license, accompany the application with a fee as determined by the department pursuant to subdivision (b) of this section. An applicant for an original off-sale beer and wine license or an original license not specified in this section, shall accompany the application with a fee of one hundred dollars (\$100).

"Original on-sale general license," "original on-sale general license for seasonal business," "original on-sale beer and wine license," "original on-sale beer license," "original off-sale general license," and "original off-sale beer and wine license," as used in this division, do not include a license issued upon renewal or transfer of a license.

(b) The fee for an original on-sale general license or an original off-sale general license shall be thirteen thousand eight hundred dollars (\$13,800). Beginning January 1, 2011, and each January thereafter, the department may adjust this fee as provided in subdivisions (c) and (d) of Section 23320.

(c) All money collected from the fees provided for in this section shall be in the Alcohol Beverage Control Fund as provided in Section 25761.

*(Amended by Stats. 2010, Ch. 719, Sec. 6. Effective October 19, 2010.)*

**23954.6.** As used in Section 23954.5, "original onsale general license" includes an original special onsale general license; provided, that the fee prescribed in Section 23954.5 shall not be required in connection with the exchange of an onsale general license for a special onsale general license, or for the exchange of a special onsale general license for an onsale general license.

*(Amended by Stats. 1963, Ch. 785.)*

**23954.7.** An applicant for an original on-sale general bona fide public eating place intermittent dockside license for vessels of more than 7,000 tons displacement shall, at the time of filing the application for the license, accompany the application with a fee of two thousand dollars (\$2,000), but such fee shall not be payable upon the renewal or transfer of such license.

*(Amended by Stats. 1985, Ch. 519, Sec. 4.)*

**23955.** Any applicant for a wine grower's license shall, at the time of filing application for license, accompany the application with a license fee based upon a reasonable estimate of the amount of wine gallonage to be produced by the applicant.

*(Added by Stats. 1953, Ch. 152.)*

**23956.** Any applicant for an offsale general license shall, at the time of filing application for such license, accompany the application with the minimum license fee required or such larger fee as the applicant elects.

*(Amended by Stats. 1963, Ch. 1040.)*

**23957.** Applications for licenses for the retail sale of alcoholic beverages for premises which are to be constructed or which are in the process of construction shall contain the information required by this article and such other information concerning the proposed premises as the department may require to assist it in determining whether the proposed premises will qualify for a license.

*(Amended by Stats. 1979, Ch. 373.)*

**23958.** Upon receipt of an application for a license or for a transfer of a license and the applicable fee, the department shall make a thorough investigation to determine whether the applicant and the premises for which a license is applied qualify for a license and whether the provisions of this division have been complied with, and shall investigate all matters connected therewith which may affect the public welfare and morals. The department shall deny an application for a license or for a transfer of a license if either the applicant or the premises for which a license is applied do not qualify for a license under this division.

The department further shall deny an application for a license if issuance of that license would tend to create a law enforcement problem, or if issuance would result in or add to an undue concentration of licenses, except as provided in Section 23958.4.

*(Amended by Stats. 1994, Ch. 630, Sec. 1. Effective January 1, 1995.)*

**23958.1.** Notwithstanding the provisions of Section 23958, the department is not required to investigate the personal qualifications of a licensed beer and wine wholesaler who applies for additional beer and wine wholesaler licenses.

*(Added by Stats. 1959, Ch. 1887.)*

**23958.2.** Notwithstanding the provisions of Section 23958, the department is not required to investigate the personal qualifications or premises of a currently licensed person when a license is being transferred between partners and no new partner is being licensed.

*(Added by Stats. 1978, Ch. 477.)*

**23958.4.** (a) For purposes of Section 23958, "undue concentration" means the case in which the applicant premises for an original or premises-to-premises transfer of any retail license are located in an area where any of the following conditions exist:

(1) The applicant premises are located in a crime reporting district that has a 20 percent greater number of reported crimes, as defined in subdivision (c), than the average number of reported crimes as determined from all crime reporting districts within the jurisdiction of the local law enforcement agency.

(2) As to on-sale retail license applications, the ratio of on-sale retail licenses to population in the census tract or census division in which the applicant premises are located exceeds the ratio of on-sale retail licenses to population in the county in which the applicant premises are located.

(3) As to off-sale retail license applications, the ratio of off-sale retail licenses to population in the census tract or census division in which the applicant premises are located exceeds the ratio of off-sale retail licenses to population in the county in which the applicant premises are located.

(b) Notwithstanding Section 23958, the department may issue a license as follows:

(1) With respect to a nonretail license, a retail on-sale bona fide eating place license, a retail license issued for a hotel, motel, or other lodging establishment, as defined in subdivision (b) of Section 25503.16, a retail license issued in conjunction with a beer manufacturer's license, or a winegrower's license, if the applicant shows that public convenience or necessity would be served by the issuance.

(2) With respect to any other license, if the local governing body of the area in which the applicant premises are located, or its designated subordinate officer or body, determines within 90 days of notification of a completed application that public convenience or necessity would be served by the issuance. The 90-day period shall commence upon receipt by the local governing body of (A) notification by the department of an application for licensure, or (B) a completed application according to local requirements, if any, whichever is later.

If the local governing body, or its designated subordinate officer or body, does not make a determination within the 90-day period, then the department may issue a license if the applicant shows the department that public convenience or necessity would be served by the issuance. In making its determination, the department shall not attribute any weight to the failure of the local governing body, or its designated subordinate officer or body, to make a determination regarding public convenience or necessity within the 90-day period.

(c) For purposes of this section, the following definitions shall apply:

(1) "Reporting districts" means geographical areas within the boundaries of a single governmental entity (city or the unincorporated area of a county) that are identified by the local law enforcement agency in the compilation and maintenance of statistical information on reported crimes and arrests.

(2) "Reported crimes" means the most recent yearly compilation by the local law enforcement agency of reported offenses of criminal homicide, forcible rape, robbery, aggravated assault, burglary, larceny, theft, and motor vehicle theft, combined with all arrests for other crimes, both felonies and misdemeanors, except traffic citations.

(3) "Population within the census tract or census division" means the population as determined by the most recent United States decennial or special census. The population determination shall not operate to prevent an applicant from establishing that an increase of resident population has occurred within the census tract or census division.

(4) "Population in the county" shall be determined by the annual population estimate for California counties published by the Population Research Unit of the Department of Finance.

(5) "Retail licenses" shall include the following:

(A) Off-sale retail licenses: Type 20 (off-sale beer and wine) and Type 21 (off-sale general).



(B) On-sale retail licenses: All retail on-sale licenses, except Type 43 (on-sale beer and wine for train), Type 44 (on-sale beer and wine for fishing party boat), Type 45 (on-sale beer and wine for boat), Type 46 (on-sale beer and wine for airplane), Type 53 (on-sale general for train and sleeping car), Type 54 (on-sale general for boat), Type 55 (on-sale general for airplane), Type 56 (on-sale general for vessels of more than 1,000 tons burden), and Type 62 (on-sale general bona fide public eating place intermittent dockside license for vessels of more than 15,000 tons displacement).

(6) A "premises-to-premises transfer" refers to each license being separate and distinct, and transferable upon approval of the department.

(d) For purposes of this section, the number of retail licenses in the county shall be established by the department on an annual basis.

(e) The enactment of this section shall not affect any existing rights of any holder of a retail license issued before April 29, 1992, whose premises were destroyed or rendered unusable as a result of the civil disturbances occurring in Los Angeles from April 29 to May 2, 1992, to reopen and operate those licensed premises.

(f) This section shall not apply if the premises have been licensed and operated with the same type license within 90 days of the application.

*(Amended by Stats. 2013, Ch. 76, Sec. 6. Effective January 1, 2014.)*

**23959.** If an application is denied or withdrawn, one-fourth of the license fee paid, or not more than one hundred dollars (\$100), shall be deposited in the Alcohol Beverage Control Fund as provided in Section 25761. The balance of this amount shall be credited on any taxes then due from the applicant under Part 14 (commencing with Section 32001) of Division 2 of the Revenue and Taxation Code or the Sales and Use Tax Law, and the remaining portion shall be returned to the applicant.

*(Amended by Stats. 1992, Ch. 900, Sec. 12. Effective September 24, 1992.)*

**23961.** (a) If, at the conclusion of the period prescribed by the department for the filing of applications for issuance or transfer of onsale general licenses or offsale general licenses in any county in its notice of intention to receive applications therefor published pursuant to Sections 23821 and 24070, the department finds that there are more applicants for the particular type of license than there are licenses available for issuance or transfer under Sections 23821 and 24070 the department shall, within 60 days following the conclusion of said period, conduct a drawing to determine the priority in which all of such applications filed with it shall be considered. No more than one such drawing shall be made in any county in any one year, and no person will be entitled to more than one opportunity to participate in such a drawing in any county with respect to an application for issuance or transfer of any one type of license. The number drawn by any applicant shall indicate the priority to be given to the consideration of his application but shall not insure the issuance of a license by the department.

(b) If a drawing is not conducted as provided in subdivision (a) of this section, applications for issuance of original onsale general licenses and offsale general licenses in a county or transfer of such licenses into such county shall be made and considered as otherwise provided in this article.

(c) No person shall be qualified to participate in such a drawing unless such applicant is a resident of California for at least 90 days prior to the drawing. Prior to the issuance of any license, pursuant to such a drawing, the applicant shall present proof of such residency status. A corporation incorporated in a state other than California, but registered with the Secretary of State to do business in California for 90 days, shall be deemed to have satisfied the residency requirement for the purpose of this section.

(d) The department shall advertise, in connection with a drawing conducted pursuant to this section, that participation in such a drawing is available only to California residents.

*(Amended by Stats. 1977, Ch. 1092.)*

**23962.** Notwithstanding the provisions of subdivision (b) of Section 23961, if at the conclusion of the period prescribed by the department for the filing of applications for issuance or transfer of on-sale general licenses in any county in its notice of intention to receive applications therefor published pursuant to Sections 23821 and 24070, the department finds there are less applicants than there are on-sale general licenses available for issuance or transfer under Sections 23821 and 24070, the department may, within 90 days of the conclusion of the period, publish pursuant to Section 6061 of the Government Code in the county where such new original on-sale general licenses may be issued or into which on-sale general licenses may be transferred, notice of the department's intention to receive applications for the issuance of such new original licenses or for the intercounty transfer of such licenses, setting forth the date, time, manner, and place of acceptance of such applications within the county.