

RESOLUTION NO. 071302

BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA

\* \* \* \* \*

RESOLUTION DETERMINING THAT THE PUBLIC CONVENIENCE OR NECESSITY  
WOULD NOT BE SERVED BY ISSUANCE OF AN ALCOHOLIC BEVERAGE  
LICENSE TO DT MCKEE PETROLEUM CORPORATION FOR THE PREMISES AT  
743 MARSH ROAD, MENLO PARK, CA

---

RESOLVED, by the Board of Supervisors of the County of San Mateo, State of  
California, that

WHEREAS, California Business and Professions Code section 23958.4  
provides that, upon the request of an applicant for a license to sell liquor, when the  
granting of the license would result in the "undue concentration" of such establishments,  
the County must make a determination as to whether the public convenience or  
necessity would be served by the granting of such license; and;

WHEREAS, the Department of Alcoholic Beverage Control has concluded that  
there is an undue concentration of licenses already issued in the census tract where the  
property is located; and;

WHEREAS, the County has received such a request from DT McKee  
Petroleum Corporation for the premises at 743 Marsh Road, Menlo Park, California;  
and;

WHEREAS, the County has reviewed the request, and determined to deny it;

071302

**NOW THEREFORE, IT IS HEREBY DETERMINED AND ORDERED** that

1. The public convenience or necessity would not be served by the granting of an Alcoholic Beverage License to DT McKee Petroleum Corporation for the premises at 743 Marsh Road, Menlo Park, California.
  
2. A certified copy of this resolution be forwarded to the Department of Alcoholic Beverage Control, 71 Stevenson St., Suite 1500, San Francisco, CA 94105.

\* \* \* \* \*

071302

Regularly passed and adopted this 15<sup>th</sup> day of March, 2011.

AYES and in favor of said resolution:

Supervisors:

\_\_\_\_\_  
CAROLE GROOM

\_\_\_\_\_  
DON HORSLEY

\_\_\_\_\_  
ROSE JACOBS GIBSON

\_\_\_\_\_  
ADRIENNE J. TISSIER

NOES and against said resolution:

Supervisors:

\_\_\_\_\_  
NONE

Absent Supervisors:

\_\_\_\_\_  
NONE

\_\_\_\_\_  
*carole groom*

President, Board of Supervisors  
County of San Mateo  
State of California

Certificate of Delivery

I certify that a copy of the original resolution filed in the Office of the Clerk of the Board of Supervisors of San Mateo County has been delivered to the President of the Board of Supervisors.

\_\_\_\_\_  
*Marie L. Peterson*

Marie L. Peterson, Deputy  
Clerk of the Board of Supervisors

071302