

1 [Park Code - Non-Resident Fees at Certain Specialty Attractions]

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3 **Ordinance amending the Park Code to permit the Recreation and Park Department**
4 **General Manager to set non-resident adult admission fees for the Japanese Tea**
5 **Garden, the Coit Tower Elevator, the Conservatory Of Flowers, and the San Francisco**
6 **Botanical Garden by flexible pricing based on certain factors and at certain times; and**
7 **affirming the Planning Department's determination under the California Environmental**
8 **Quality Act.**

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

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

15

16 Section 1.

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The Planning Department has determined that the actions contemplated in this
18 ordinance comply with the California Environmental Quality Act (California Public Resources
19 Code Sections 21000 et seq.). Said determination is on file with the Clerk of the Board of
20 Supervisors in File No. 190629, and is incorporated herein by reference. The Board affirms
21 this determination.

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23 Section 2. Article 12 of the Park Code is hereby amended by revising Sections 12.05,
24 12.06, 12.34, and 12.46, to read as follows:

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SEC. 12.05. JAPANESE TEA GARDEN.

1 (a) The following fees shall be charged for admission to the Japanese Tea Garden:

Age/Category	S.F. Residents	Non-Residents
Adult	\$5.00	\$7.00
Senior (65+)	\$3.00	\$5.00
Youth (12—17 years)	\$3.00	\$5.00
Child (5—11 years)	\$1.50	\$2.00
Child (4 years and under)	\$0.00	\$0.00

9 With respect to the non-resident Adult fees, the ~~The~~ Department General Manager or the
10 General Manager's designee may once per year approve a temporary increase of up to 50%,
11 applicable during the months of March through October only, and/or may approve decreases of
12 up to 25% to the non-resident Adult fees from time to at any time, based on one or more of the
13 following factors: fluctuations in customer demand at particular times or on particular days or dates,
14 rates at comparable facilities, adverse weather conditions, and facility conditions.

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17 **SEC. 12.06. COIT TOWER.**

18 (a) The following fees shall be charged for admission to Coit Tower:

Age Category	Admission Fee	Elevator Fee Non-San Francisco Residents
Adult	\$5.00	\$7.00
Senior (65+)	\$3.00	\$5.00
Youth (12—17 years)	\$3.00	\$5.00
Child (5—11 years)	\$1.50	\$2.00
Child (4 years and under)	\$0.00	\$0.00

1 With respect to the non-resident Adult fees, the ~~The~~ Department General Manager or the
 2 General Manager's designee may once per year approve a temporary increase~~s~~ of up to 50%,
 3 applicable during the hours of 11am to 4pm only, and/or may approve decreases ~~of up to 25%~~
 4 ~~to the non-resident Adult fees from time to~~ at any time, based on one or more of the following
 5 factors: fluctuations in customer demand at particular times or on particular days or dates, rates at
 6 comparable facilities, adverse weather conditions, and facility conditions.

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 9 **SEC. 12.34. CONSERVATORY OF FLOWERS FEES.**

10 (a) **Admission Fees.** The following fees shall be charged for admission to the

11 Conservatory of Flowers:

Age/Category	S.F.Residents	Non-Residents
Adults	\$5.00	\$7.00
Youth 12-17 and Seniors 65 and over	\$3.00	\$5.00
Children 5-11	\$1.50	\$2.00
Children 4 and under	No fee	No fee
San Francisco school groups K-12 with prior scheduling	No fee	<u>No fee</u>

19 With respect to the non-resident Adult fees, the ~~The~~ Department General Manager or the
 20 General Manager's designee may once a year approve a temporary increase~~s~~ of up to 50%,
 21 applicable on Fridays, Saturdays and Sundays only, and/or may approve decreases ~~of up to~~
 22 ~~25% to the non-resident Adult fees from time to~~ at any time, based on one or more of the following
 23 factors: fluctuations in customer demand at particular times or on particular days or dates, rates at
 24 comparable facilities, adverse weather conditions, and facility conditions.

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2 **SEC. 12.46. COUNTY FAIR BUILDING AND BOTANICAL GARDEN ~~FACILITY~~**

3 **~~RENTAL FEES.~~**

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5 (d) The Department shall charge the following fees for entrance to the Botanical
6 Garden:

<i>Age/Category</i>	Non-San Francisco Residents
Adults	\$7.00
Youth 12-17 and Seniors 65 and over	\$5.00
Children 5-11	\$2.00
Children 4 and under	No charge
Families (2 adults and all children 17 years and under residing in the same household)	\$15.00

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14 With respect to the non-resident Adult fees, the ~~The~~ Department General Manager or the
15 General Manager's designee may once a year approve a temporary increase of up to 50%,
16 applicable on Saturdays and Sundays only, and/or may approve decreases of up to 25% to the
17 non-resident Adult fees from time to at any time, based on one or more of the following factors:
18 fluctuations in customer demand at particular times or on particular days or dates, rates at comparable
19 facilities, adverse weather conditions, and facility conditions.

20 The Department shall provide annual reports to the Budget and Finance Committee on
21 the collection of the non-resident fee for entrance to the Botanical Gardens, such reports shall
22 include the following information: 1. Attendance figures for San Francisco residents, Members
23 of San Francisco Botanical Garden Society, and Non-San Francisco residents; 2. Capital
24 improvements and operating costs of the Botanical Gardens; 3. Capital improvements and
25 operating costs incurred by the Department and the Botanical Garden Society associated with

1 the collection of all fees; 4. Revenue from the new non-resident fee, separated into (a) point of
2 sale gate tickets and (b) actual attendance from packaged sales with other Park sites, and
3 revenue from all other fees; 5. The numbers of San Francisco Botanical Garden Society
4 members; and 6. Gifts, donations and services-in-kind received by the Department and the
5 Botanical Garden Society for the Botanical Garden.

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7 Section 3. Effective Date. ~~This ordinance shall become effective 30 days after~~
8 ~~enactment.~~ Enactment occurs when the Mayor signs the ordinance, the Mayor returns the
9 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
10 of Supervisors overrides the Mayor's veto of the ordinance. If enacted, this ordinance shall
11 take effect on September 1, 2019.

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13 Section 4. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors
14 intends to amend only those words, phrases, paragraphs, subsections, sections, articles,
15 numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal
16 Code that are explicitly shown in this ordinance as additions, deletions, Board amendment
17 additions, and Board amendment deletions in accordance with the "Note" that appears under
18 the official title of the ordinance.

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1 Section 5. Annual Reporting. The Recreation and Park Department shall annually
2 report to the Board of Supervisors on rate changes in the prior fiscal year.

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5 APPROVED AS TO FORM:
6 DENNIS J. HERRERA, City Attorney

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8 By: _____
9 MANU PRADHAN
 Deputy City Attorney

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