

1 [Recreation and Parks -- Fees.]

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3 **Ordinance amending the San Francisco Park Code by amending Sections 7.16 and 7.18**
 4 **to require a cleaning deposit and reimbursement for costs for the use of park facilities;**
 5 **amending Sections 12.05, 12.07, 12.20, and adding Sections 12.21, 12.22, 12.23, 12.24,**
 6 **12.25, 12.26, 12.27 to increase the fees charged for the use of Recreation and Park**
 7 **facilities for weddings, events, picnics, photography and filming, encroachment, for**
 8 **parking on the Golden Gate Park Concourse and for classes at the Sharon Arts Studio;**
 9 **adding Section 12.28 authorizing the Recreation and Park Commission to develop**
 10 **policies and procedures to allow the General Manager to reduce or waive fees in the**
 11 **case of demonstrated financial hardship; and adding Section 12.29 to impose an**
 12 **administrative overhead charge to be determined annually by the Controller.**

13 Note: Additions are *single-underline italics Times New Roman*;
 14 deletions are ~~*strikethrough italics Times New Roman*~~.
 15 Board amendment additions are double underlined.
 Board amendment deletions are ~~strikethrough normal~~.

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

17 Section 1. The San Francisco Park Code is hereby amended by amending Section
18 7.16, to read as follows:

19 **SEC. 7.16. DUTIES OF PERMITTEE.**

- 20 (a) It shall be the duty of every permittee:
- 21 (1~~a~~) To obey all laws and the terms and conditions of the permit;
 - 22 (2~~b~~) To clean the area used after the permitted activity is over and to restore the
 - 23 area and property used to the same condition as existed prior to the activity; and

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1 (3e) To reimburse the Recreation and Park Department for any expenses
2 incurred by it, including the cost of labor, in cleaning or restoring the park or making repairs to
3 property and equipment, which expenses may be occasioned by the permitted activity.

4 (b) The Recreation and Park Department shall, as determined appropriate by the General
5 Manager, or a designee, charge a cleaning or security deposit in an amount sufficient to cover the
6 costs, including staff time, of cleaning or restoring park property if permittee fails to do so.

7 Section 2. The San Francisco Park Code is hereby amended by amending Section
8 7.18, to read as follows:

9 **SEC. 7.18. PROCEDURE FOR BILLING COSTS.**

10 Within 30 days of the exercise of any permit, the General Manager shall determine and
11 transmit to the permittee a bill for all costs above and beyond any retained security or cleaning
12 deposits ~~normal cleaning costs~~ which are or will be incurred by the Recreation and Park
13 Department in cleaning or restoring any park or making repairs to property and equipment,
14 which costs were occasioned by, or arose out of, the activity engaged in pursuant to the
15 permit. The permittee shall have 30 days from the transmission of such bill in which to pay or
16 request adjustment of the same. Any request for adjustment shall be transmitted in writing to
17 the General Manager, who shall determine whether an adjustment is proper. The permittee
18 shall pay the bill or adjusted bill promptly upon transmission to the permittee of a statement of
19 the determination of the General Manager with respect to the adjustment. Any request for
20 adjustment shall be deemed waived if not timely or if not transmitted in writing.

21 Section 3. The San Francisco Park Code is hereby amended by amending Section
22 12.05, to read as follows:

23 **SEC. 12.05. JAPANESE TEA GARDEN.**

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

25 Age Category Admission Fee

1	Adult	\$3.50
2	Adult with Muni Pass	\$2.00
3	Senior	\$1.25
4	Child (6-12 years)	\$1.25
5	Child (under 6 years)	\$0.00

6 The first hour and last hour of each day is free of charge to all visitors.

7 (b) The Recreation and Park Commission is authorized to establish a program
 8 offering a 50 percent reduction of fees to the Japanese Tea Garden for the first Wednesday of
 9 each month for up to nine months of the year.

10 (c) The following fees shall be charged for weddings in the Japanese Tea Garden:

11	<u>First two hours</u>	<u>\$ 500.00</u>
12	<u>Each additional hour</u>	<u>\$ 100.00</u>

13 Section 4. The San Francisco Park Code is hereby amended by amending Section
 14 12.07, to read as follows:

15 **SEC. 12.07. WEDDING FEES** ~~FOR CHINESE PAVILION, PALACE OF FINE ARTS~~
 16 ~~ROTUNDA, SHAKESPEARE GARDEN AND QUEEN WILHELMINA GARDEN.~~

17 (a) A fee of \$500.00 ~~350~~ for the first two hours shall be charged to conduct wedding
 18 ceremonies and receptions at the Chinese Pavilion, Palace of Fine Arts Rotunda,
 19 Shakespeare Garden and Queen Wilhelmina Garden. A fee of \$100.00 ~~35~~ for each additional
 20 hour after two hours shall be charged.

21 (b) A fee of \$250.00 for the first two hours shall be charged to conduct wedding ceremonies
 22 and receptions at all other parks. A fee of \$50.00 for each additional hour after two hours shall be
 23 charged.

24 Section 5. The San Francisco Park Code is hereby amended by amending Section
 25 12.20, to read as follows:

1 **SEC. 12.20. ADJUSTMENT OF FEES.**

2 Beginning with fiscal year 2003-2004, fees set forth in this Article 12 Sections 12.13, 12.14
3 and 12.16 may be adjusted each year, without further action by the Board of Supervisors, to
4 reflect changes in the relevant Consumer Price Index, as determined by the Controller.

5 No later than April 15th of each year, the Recreation and Parks Department shall
6 submit its current fee schedule to the Controller, who shall apply the price index adjustment to
7 produce a new fee schedule for the following year.

8 No later than May 15th of each year, the Controller shall file a report with the Board of
9 Supervisors reporting the new fee schedule and certifying that: (a) the fees produce sufficient
10 revenue to support the costs of providing the services for which each fee is assessed, and (b)
11 the fees do not produce revenue which is significantly more than the costs of providing the
12 services for which each fee is assessed.

13 Section 6. The San Francisco Park Code is hereby amended by adding Section 12.21,
14 to read as follows:

15 **Sec. 12.21. CLUBHOUSES.**

16 The following fees shall be charged for use of clubhouses:

17 (a) Stern Grove:

18	<u>(1) Weekdays</u>	<u>(Monday-Friday 10:00AM to 4:00PM)</u>	<u>\$600.00</u>
19	<u>(2) Weeknights</u>	<u>(Monday-Thursday 5:00PM to 11:00PM)</u>	<u>\$600.00</u>
20	<u>(3) Weekends</u>	<u>(Friday 5:00PM to 11:00PM)</u>	<u>\$750.00</u>
21		<u>(Saturday-Sunday 10:00AM to 4:00PM)</u>	<u>\$750.00</u>
22		<u>(Saturday-Sunday 5:00PM to 11:00PM)</u>	<u>\$750.00</u>
23	<u>(4) Holidays, Month of December</u>	<u>(10:00AM to 4:00PM)</u>	<u>\$750.00</u>
24		<u>(5:00PM to 11:00PM)</u>	<u>\$750.00</u>
25	<u>(5) Outside surrounding area</u>		<u>\$150.00</u>

1 (6) Each additional hour \$100.00

2 (b) Julius Kahn (Sunday only):

3 (1) Two hours or less \$125.00

4 (2) Each additional hour \$ 62.50

5 (c) Class A, includes auditorium, multipurpose room, gym and kitchen:

6 (1) Two hours, or less \$ 75.00

7 (2) Each additional hour \$ 37.50

8 (d) Class B, large clubhouse:

9 (1) Two hours, or less \$ 55.00

10 (2) Each additional hour \$ 27.50

11 (e) Class B, small clubhouse:

12 (1) Two hours, or less \$ 40.00

13 (2) Each additional hour \$ 20.00

14 Section 7. The San Francisco Park Code is hereby amended by adding Section 12.22,
15 to read as follows:

16 **SEC. 12.22. EVENTS.**

17 The following fees shall be charged for use of the parks for events:

18 (a) Commercial Events per day:

19 (1) 1,000 participants or more \$5,000.00

20 (2) Each additional 500 participants, or any portion thereof \$2,500.00

21 (3) Set-up and/or breakdown \$2,500.00, or
22 50% of daily fee for each day, whichever is higher

23 (4) Gated events admission \$10 or less \$5,000.00, or

24 25% of all gated receipts, whichever is higher

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1	<u>(5) Gated events admission \$10 or more</u>	<u>\$10,000.00,</u>
2	<u>or 25% of all gated receipts, whichever is higher</u>	
3	<u>(b) Community/Non-commercial Events per day:</u>	
4	<u>(1) 1,000 participants or less</u>	<u>\$ 500.00</u>
5	<u>(2) 1,001 to 3,000 participants</u>	<u>\$ 700.00</u>
6	<u>(3) 3,001 to 10,000 participants</u>	<u>\$1,200.00 to \$4,200.00</u>
7	<u>(\$500 for each additional 1,000 participants)</u>	
8	<u>(4) Over 10,000 participants</u>	<u>minimum of \$5,000.00,</u>
9	<u>plus any additional fees determined by the General Manager, or a designee, to be necessary to</u>	
10	<u>compensate the Department for the anticipated impact on park property and/or services, the</u>	
11	<u>disruption of normal park usage and the inconvenience to the public, because of the type of</u>	
12	<u>event, the location, the number of expected participants and other similar factors.</u>	
13	<u>(c) Elementary, Middle or High School Outdoor Events, including sports field days:</u>	
14	<u>(1) Four hours, or less</u>	<u>\$ 100.00</u>
15	<u>(2) Each additional hour</u>	<u>\$ 25.00</u>
16	<u>(d) Athletic events charging participants an entry fee, per day:</u>	
17	<u>(1) 1,000 participants or less</u>	<u>\$ 400.00</u>
18	<u>(2) For each participant over 1,000</u>	<u>\$ 1.00</u>
19	<u>(e) Athletic events not charging participants an entry fee, per day:</u>	
20	<u>(1) 500 participants or less</u>	<u>\$ 250.00</u>
21	<u>(2) Each additional 500 participants, or portion thereof</u>	<u>\$ 100.00</u>
22	<u>(f) Amateur Productions of performing arts, no charge to the public:</u>	
23	<u>(1) Weekdays (Monday-Friday)</u>	<u>\$ 150.00 per day</u>
24	<u>(2) Weekdays, two consecutive days at same site</u>	<u>\$ 250.00/two days</u>
25	<u>(3) Non-holiday weekends</u>	<u>\$ 200.00 per day</u>

1 (4) Non-holiday weekends, two consecutive days, same site \$ 350.00/two days

2 (5) Holiday weekends, two consecutive days, same site \$ 500.00/two days

3 Section 8. The San Francisco Park Code is hereby amended by adding Section 12.23,
4 to read as follows:

5 **SEC. 12.23. PICNICS.**

6 *The following fees shall be charged for use of the parks for picnics per day:*

7 *(a) Picnics at Pioneer Log Cabin, Pine Lake Picnic Area and Stern Grove East Meadow:*

8 (1) 1 – 50 participants \$ 50.00

9 (2) 51 – 100 participants \$ 75.00

10 (3) 101 – 200 participants \$ 100.00

11 (4) 201 – 300 participants \$ 150.00

12 *(b) Picnics at all other park locations:*

13 (1) 1 – 50 participants \$ 25.00

14 (2) 51 – 100 participants \$ 50.00

15 (3) 101 – 200 participants \$ 75.00

16 (4) 201 – 400 participants \$ 125.00

17 (5) more than 400 participants \$ 250.00

18 *(c) Picnics hosted by a company or business for their employees at any location:*

19 (1) 1 – 200 participants \$ 200.00

20 (2) 201 – 300 participants \$ 250.00

21 (3) 310 – 500 participants \$ 350.00

22 (4) 501 – 750 participants \$ 500.00

23 (5) over 750 participants \$ 750.00

24 (6) with special events \$1,000.00

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1 Section 9. The San Francisco Park Code is hereby amended by adding Section 12.24,
2 to read as follows:

3 **SEC. 12.24. PHOTOGRAPHY AND FILM.**

4 *The following fees shall be charged for use of the parks for commercial photography and*
5 *filming:*

6 *(a) Photography shoots, per day, per site:*

7 _____ (1) Simple \$ 200.00

8 _____ (2) Large crew minimum of \$ 500.00,

9 *plus any additional fees determined by the General Manager, or a designee, to be necessary to*
10 *compensate the Department for the anticipated impact on park property and/or services, the*
11 *disruption of normal park usage and the inconvenience to the public, because of the type of*
12 *event, the location, the number of expected participants and other similar factors.*

13 *(b) Filming, per day, per site:*

14 _____ (1) Documentary \$ 200.00

15 _____ (2) Outdoor, simple \$ 500.00

16 _____ (3) Large productions \$1,000.00

17 _____ (4) Facility, property usage minimum of \$5,000.00,

18 *plus any additional fees determined by the General Manager, or a designee, to be necessary to*
19 *compensate the Department for the anticipated impact on park property and/or services, the*
20 *disruption of normal park usage and the inconvenience to the public, because of the type of*
21 *event, the location, the number of expected participants and other similar factors.*

22 Section 10. The San Francisco Park Code is hereby amended by adding Section
23 12.25, to read as follows:
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1 **SEC. 12.25. ENCROACHMENT.**

2 *The fee to erect any structure or to park any vehicle that encroaches on park property in order*
3 *to obtain access to adjacent property for construction or other purposes shall be a minimum of*
4 *\$500.00, plus any additional fees and/or costs that the General Manager, or a designee, determines*
5 *appropriate based on the anticipated impact on park property and/or services, because of the type of*
6 *activity, number of workers, type and amount of equipment to be placed or transported over park*
7 *property, and other similar factors.*

8 Section 11. The San Francisco Park Code is hereby amended by adding Section
9 12.26, to read as follows:

10 **SEC. 12.26. GOLDEN GATE PARK CONCOURSE PARKING.**

11 *The fee for parking on the Golden Gate Park Concourse every day of the week, any time of the*
12 *day, shall be \$1.00 per hour.*

13 Section 12. The San Francisco Park Code is hereby amended by adding Section
14 12.27, to read as follows:

15 **SEC. 12.27. SHARON ARTS STUDIO.**

16 *The fees for adult classes at the Sharon Arts Studio shall be as follows:*

17	<i>(a) Ceramics</i>	<i>\$ 149.00</i>
18	<i>(b) Glass</i>	<i>\$ 108.00</i>
19	<i>(c) Jewelry -- general</i>	<i>\$ 108.00</i>
20	<i>(d) Jewelry -- enamel</i>	<i>\$ 84.00</i>
21	<i>(e) Drawing -- general</i>	<i>\$ 78.00</i>
22	<i>(f) Mosaics</i>	<i>\$ 60.00</i>
23	<i>(g) Life drawing</i>	<i>\$ 48.00</i>

24 Section 13. The San Francisco Park Code is hereby amended by adding Section
25 12.28, to read as follows:

1 **SEC. 12.28. REDUCTION OR WAIVER OF FEES.**

2 The Recreation and Park Commission may adopt polices and regulations authorizing the
3 General Manager to reduce or waive any fees and/or costs imposed under this Park Code in cases of
4 demonstrated financial hardship when a permit applicant meets all other permit requirements.

5 Section 14. The San Francisco Park Code is hereby amended by adding Section
6 12.29, to read as follows:

7 **SEC. 12.29. ADMINISTRATIVE OVERHEAD CHARGES.**

8 The fees imposed under this S.F. Park Code are subject to an additional administrative
9 overhead charge to be determined annually pursuant to Article XVIII of the S.F. Administrative Code.
10 However, this administrative overhead charge is not applicable to other City departments or agencies.

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13 APPROVED AS TO FORM:
14 DENNIS J. HERRERA, City Attorney

15 By: _____
16 Virginia Dario Elizondo
17 Deputy City Attorney
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