

1 [Fees for regulation of mobile storage containers on the public right-of-way.]

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3 **Ordinance amending Section 726 of the Public Works Code to adjust fees for regulation**
4 **of placement of mobile storage containers on the public right-of-way.**

5 Note: Additions are *single-underline italics Times New Roman*;
6 deletions are *strikethrough italics Times New Roman*.
7 Board amendment additions are double underlined.
8 Board amendment deletions are ~~strikethrough normal~~.

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

9 Section 1. Section 726 of the San Francisco Public Works Code is hereby amended to
10 read as follows:

11 Sec. 726. MOBILE STORAGE CONTAINERS ON PUBLIC RIGHT-OF-WAY –
12 PERMITS REQUIRED.

13 (a) Mobile Storage Container Permits. An annual and an individual location permit
14 will be required to occupy any part of the street or sidewalk with a mobile storage container.
15 For purposes of this Section, mobile storage container shall mean a moveable container that
16 is temporarily placed on the public right-of-way and used by property owners or tenants for
17 short-term storage of items, including, but not limited to, clothing, equipment, goods,
18 household or office fixtures or furnishings, materials, and merchandise. Said containers shall
19 be used only for the purpose of loading and transporting the items specified above or as set
20 forth in the orders and regulations of the Department.

21 (b) Annual Permit. Each company or individual that operates a mobile storage
22 container business and plans to locate said containers on the public right-of-way in San
23 Francisco shall obtain an annual permit from the Department of Public Works. Said permit will
24 entitle the permit holder to place mobile storage containers on the public right-of-way subject
25 to the provisions of this Section.

1 (1) An applicant for an annual permit shall submit to the Department a written
2 request for a permit no sooner than 15 days prior to initiation of the first occupation of the
3 public right-of-way with a mobile storage container. The application shall contain the name of
4 the company or individual seeking the annual permit, local contact information, an annual
5 permit fee of \$ 500.00, the deposit set forth in Section 726.3 and any other information
6 specified in Departmental orders or regulations.

7 (2) The Director, in his or her discretion, may approve, conditionally approve,
8 or disapprove an annual mobile storage container permit.

9 (3) The Director's decision on a permit shall be appealable to the Board of
10 Appeals.

11 (c) Individual Location Permit. An individual location permit shall be obtained for
12 each mobile storage container that will be placed on the right-of-way.

13 (1) Only annual permit holders may apply for an individual location permit.
14 Said permit holders shall submit a written request to the Department no later than three days
15 prior to occupation of the public right-of-way with a mobile storage container at a particular
16 location. The application shall contain the name of the annual permit holder, local contact
17 information for the permit holder, the proposed location of the mobile storage container(s),
18 name and contact information for the property owner or tenant who will use the container, and
19 any other information specified in Departmental orders or regulations.

20 (2) An individual location permit shall be \$50.00 for one day, where the
21 permit is to be issued for a period not to exceed 24 hours, or \$100.00 for the first three days of
22 occupancy on the right-of-way. ~~location without regard to the number of containers or~~
23 ~~whether the occupation is for a single day.~~ Thereafter, the fee amount shall be \$ 50.00 per
24 container per day of occupancy on the right-of-way location. Said fee or fees may be paid
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1 separately for each individual location permit or deducted from the deposit, set forth in Section
2 726.3.

3 (3) No individual location permit shall be issued for a period to that exceeds
4 seven days.

5 (4) The Director, in his or her discretion, may approve, conditionally approve,
6 or disapprove an individual location permit for the mobile storage container.

7 (5) The Director's decision on a permit shall be appealable to the Board of
8 Appeals.

9 (d) All mobile storage container permits, whether annual or individual location, are
10 revocable at the will of the Director. In addition, when, in the judgement of the Director, the
11 public interest or convenience will be served by removal or relocation of a mobile storage
12 container from the public right-of-way, the Director shall modify, condition, or revoke the
13 permit accordingly.

14 (e) The fees set forth above shall be reviewed and modified, as applicable, pursuant
15 to Section 724(e).

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17 APPROVED AS TO FORM:
18 DENNIS J. HERRERA, City Attorney

19 By: _____
20 <CITY ATTORNEY>
21 Deputy City Attorney

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